

# DeKalb County Government

Manuel J. Maloof Center 1300 Commerce Drive Decatur, Georgia 30030

# **Agenda Item**

File ID: 2019-4034 Substitute 10/8/2019

**Public Hearing: YES ⊠ NO □ Department:** Watershed Management

**SUBJECT:** 

Commission District(s): District 2

Sewer Petition- Oakawana Road (City of Atlanta)

Information Contact: Reginald Wells, Director

**Phone Number:** 770-621-7208

### **PURPOSE:**

To consider a Petition requesting extension of the County's sanitary sewer system for a portion of Oakawana Road located in Atlanta, Georgia. If approved, construction will be programed for the installation of approximately 980 linear feet of new 8-inch sanitary sewer pipeline system, and the designated area on Oakawana Road shall become a special tax district and properties within the designated area shall be assessed a portion of the cost of construction, \$7,500.00 per property.

# **NEED/IMPACT:**

Oakawana Road is located in Atlanta, Georgia. A portion of Oakawana Road is currently partially served by public sewer. A Petition has been submitted to the County to have public sewer installed along the section of Oakawana Road not currently served by public sewer. There are 11 properties that are not currently served by public sewer along Oakawana Road. The Department of Watershed Management (DWM) staff has confirmed that there is available capacity in the system for the additional flow from Oakawana Road. The designated area, as defined by DWM, includes the following properties: 2079, 2086, 2087, 2094, 2095, 2102, 2103, 2109, 2110, 2115, and 2116 Oakawana Road. In accordance with Chapter 25, Article IV, Division 2.5 of the Code of DeKalb County, as Revised 1988, a minimum of 51% of residents in the designated area must petition the County for sewer facilities in order for a petition to be approved. Sixty-three percent (63%) of the residents in the designated area (based on 7 signatures for 11 properties) submitted a complete Petition for sanitary sewer extension into the area. A public notice advertising the public hearing before the BOC ran in the Champion Newspaper for twenty (20) days prior to the hearing (published on September 19<sup>th</sup>, September 26<sup>th</sup> and October 3<sup>rd</sup>) and notice was mailed to the property owners in the designated area.

# **FISCAL IMPACT:**

Project Estimate initial cost to County is approximately \$450,000.00 (expect to recoup \$82,500.00 from assessments). Funding Source - Line Item 73 of the DWM Renewal and Extension (R&E) Fund.

# **RECOMMENDATION:**

To approve the attached Petition and authorize the installation of approximately 980 linear feet of new 8-inch sanitary sewer pipeline system on Oakawana Road, authorize the creation of a special tax district for the designated area, whereby properties within the designated area shall be assessed a portion of the cost of construction, \$7,500.00 per property, and authorize the Chief Executive Officer to execute all necessary documents.

# DEPARTMENT OF WATERSHED MANAGEMENT SEWER PETITION SIGNATURE SHEET







					Parks	he and the same
Property Address Owner's Name	Owner's Name		Mailing Address	Signatures	Duic	Not to exceed
2079 Oakawuna Rd.   Elizabeth Markowitz	Elizabeth Markowitz		2079 Oakawana Rd., Atlanta GA 30345			\$7,500.00
2086 Oakawana Rd. Connie Mehane	Connie Mebune		2086 Oakawana Rd., Atlanta GA 30345	Signature petition sheet enclosed		87,500.00
2087 Cakawana Rd. Robert and Emily Abernathy	Robert and Emily Abernathy		2087 Onkawana Rd., Atlanta GA 30345	Signature petition sheet enclosed		\$7.500.00
2094 Oukawana Rd. Carolya Chamblee	Carolyn Chamblee	i	2094 Oakawana Rd., Atlanta GA 30345			\$7,500.00
2095 Oakawuna Rd. James and Junet Fortenberry	James and Junet Fortenberry		2095 Oakawuna Rd., Atlanta GA 30345	Signature petition sheet enclosed		\$7,500.00
2102 Oakawana Rd. Thomas and Marcy McKean	Thomas and Marcy McKean		2102 Oakuwana Rd., Atlanta GA 30345	Signature petition sheet enclused		\$7.500.00
2103 Oakawana Rd. Andrew and Megan Klenzak	Andrew and Megan Klenzak		2103 Oakawana Rd., Atlanta GA 30345	Signature petition sheet enclosed		\$7,500.00
2109 Oakawana Rd. Muriuza and Arela Cassooblioy 2	Murtuza and Arefa Cassoobho	-	2109 Oakawana Rd., Atlanta GA 30345	Signature petition sheet enclosed		\$7,500.00
2110 Oakawana Rd. Bryan and Meredith Kemp	Bryan and Meredith Kemp	1	2110 Oakuvunu Rd., Atlanta GA 30345			\$7,500.00
2115 Oakawana Rd. Pundora Theofunidis (owner)	Pundora Theofunidis (owner)		2115 Oakawana Rd., Atlanta GA 30345			\$7.500.00
2116 Oakawana Rd. John and Laura Boyden	John and Laura Boyden		2116 Oakawana Rd., Allanta GA 30345	Signature pelition sheet enclosed		57.500.00
		Ī				

1.

# PETITION ASSESSMENT FORM

# GEORGIA, DEKALB COUNTY

**DESCRIPTION OF SEWER MAIN** 

# TO THE HONORABLE BOARD OF COMMISSIONERS OF DEKALB COUNTY:

The undersigned of the property, which will be affected by any sewer main constructed pursuant to this petition respectfully, requests the DeKalb County Board of Commissioners to survey and construct sewer mains serving the following streets, costs of this to be assessed against abutting property in accordance with current County code.

Sewer main shall run along Oakaware Raind impact properties located at all properties bound 2124. to
This petition must be returned to the Department of Watershed Management on or before 12 in Brickiff
order to be valid. Owners of fifty-one (51) percent or more of the area to be affected thereby must join in this request to
validate it.
Name: Coppie Mebane
Location Address. 2086 Oa Kawara Rd
Mailing Address: 2086 Oakawana Rd, Atlanta GA 30345
Cost Per Lineal Foot: Approximate Cost:
PETITION OF ASSESSMENT: Each year, after the construction has been completed, the finance director shall be
responsible for calculating each property owner's annual pro rata share of the costs. The tax commissioner shall be responsible
for collecting from the property owners payment of their pro rate share of one-third (1/3) of the costs associated with the
sanitary sewer, not to exceed seven thousand five hundred dollars (\$7,500). Beginning January 1st of the year following the
completion of construction and for each year thereafter, the tax statement issued to each such property owner shall include a
separate line item tax showing each property owner's annual pro rata share of the costs until paid.
The annual pro rata share of the one-third (1/3) share of the costs, as limited by the seven thousand five hundred dollar
(\$7,500) cap, shall become due and payable as the same time that County taxes are due and payable. Each assessment shall
become a lien against the property served on January 1st of each year in the same manner that a lien attaches for County taxes.
and such lien shall cover the property of the owner until such assessment is paid.
Signed: Crue B) hebare 40h 210-3469
Signed:  This: 3 day of Angust .2018

# EXHIBIT B PETITION ASSESSMENT FORM

# GEORGIA, DEKALB COUNTY

DESCRIPTION OF SEWER MAIN

# TO THE HONORABLE BOARD OF COMMISSIONERS OF DEKALB COUNTY:

The undersigned of the property, which will be affected by any sewer main constructed pursuant to this petition respectfully, requests the DeKalb County Board of Commissioners to survey and construct sewer mains serving the following streets, costs of this to be assessed against abutting property in accordance with current County code.

Sewer main shall run along Oakavara Rand impact properties located at all proporties beyond 2124 to Brandiff
This petition must be returned to the Department of Watershed Management on or before in
order to be valid. Owners of fifty-one (51) percent or more of the area to be affected thereby must join in this request to
validate it.  Name: Robert and Emily Abernathy  Location Address. 2087 Oakawana Rd.
Location Address. 2087 Oa Kawara Rd.
Mailing Address: 2087 Oakawara Rd Atlanta Ga. 30345
Cost Per Lineal Foot: Approximate Cost: TBD Oec
Cost Per Lineal Foot: Approximate Cost: TBD per (Actual cost dependent on final survey)  Kerry Williams
PETITION OF ASSESSMENT: Each year, after the construction has been completed, the finance director shall be
responsible for calculating each property owner's annual pro rata share of the costs. The tax commissioner shall be responsible
for collecting from the property owners payment of their pro rate share of one-third (1 3) of the costs associated with the
sanitary sewer, not to exceed seven thousand five hundred dollars (\$7,500). Beginning January 1st of the year following the
completion of construction and for each year thereafter, the tax statement issued to each such property owner shall include a
separate line item tax showing each property owner's annual pro rata share of the costs until paid
The annual pro rata share of the one-third (1/3) share of the costs, as limited by the seven thousand five hundred dollar
(\$7,500) cap, shall become due and payable as the same time that County taxes are due and payable. Each assessment shall
become a lien against the property served on January 1st of each year in the same manner that a lien attaches for County taxes.
and such lien shall cover the property of the owner until such assessment is paid.
Signed: Street ADDRESS Signed: 5 2087 Catavana Rd (404) 325 5062 Signed: 5 404 day of September 2018

# PETITION ASSESSMENT FORM

# GEORGIA, DEKALB COUNTY

**DESCRIPTION OF SEWER MAIN** 

# TO THE HONORABLE BOARD OF COMMISSIONERS OF DEKALB COUNTY:

69

The undersigned of the property, which will be affected by any sewer main constructed pursuant to this petition respectfully, requests the DeKalb County Board of Commissioners to survey and construct sewer mains serving the following streets, costs of this to be assessed against abutting property in accordance with current County code.

Sewer main shall run along Colombia Pand impact properties located at c	the Rabon set actrecoro lle
This petition must be returned to the Department of Watershed Management on	or before Cla in Bo
order to be valid. Owners of fifty-one (51) percent or more of the area to be affe	The state of the s
validate it.	• • • • •
Name: James and Janet Fortenber Location Address: 2095 Oakawana Rd.	0r4
Location Address: 2095 Oakawara Rd.	J
Mailing Address: 2095 Oakawana Rd. Atlant	a.Ga.30345
Cost Per Lineal Foot: Approximate Cost:	TBD per herry Will
(Actual cost dependent on final survey)	7.00 70 7.8.7
	224
PETITION OF ASSESSMENT: Each year, after the construction has been co	mpleted, the finance director shall be
responsible for calculating each property owner's annual pro rata share of the co	osts. The tax commissioner shall be responsible
for collecting from the property owners payment of their pro rate share of one-tl	
sanitary sewer, not to exceed seven thousand five hundred dollars (\$7,500). Beg	inning January 1" of the year following the
completion of construction and for each year thereafter, the tax statement issued	to each such property owner shall include a
separate line item tax showing each property owner's annual pro rata share of th	e costs until paid
The annual pro rata share of the one-third (1/3) share of the costs, as limited by	the seven thousand five hundred dollar
(\$7,500) cap, shall become due and payable as the same time that County taxes	are due and payable. Each assessment shall
become a lien against the property served on January 14 of each year in the sam	e manner that a lien attaches for County taxes.
and such lien shall cover the property of the owner until such assessment is paid	
NAME STREET ADDRESS	PHONE
Signed: 2095 OLKAWANA BC	(170) 826-6559
Signed: 2095 OLKAWANA BC	(770) 598 - 4253
This: 25 day of august 2 , 2018.	

# EXHIBIT B PETITION ASSESSMENT FORM

# GEORGIA, DEKALB COUNTY

DESCRIPTION OF SEWER MAIN

# TO THE HONORABLE BOARD OF COMMISSIONERS OF DEKALB COUNTY:

The undersigned of the property, which will be affected by any sewer main constructed pursuant to this petition respectfully, requests the DeKalb County Board of Commissioners to survey and construct sewer mains serving the following streets, costs of this to be assessed against abutting property in accordance with current County code.

Sewer main shall run along Onhowene Adand impact properties located at all properties beyond 2124. to This petition must be returned to the Department of Watershed Management on or before 01a in Briendiff
This petition must be returned to the Department of Watershed Management on or before of a la in Bricklift
order to be valid. Owners of fifty-one (51) percent or more of the area to be affected thereby must join in this request to
validate it.
Name: Thomas and Marcy McKenn
Name: Thomas and Marcy McKean  Location Address: 2102 Oakawara Rd.
Mailing Address: 2102 Oakawara Bd. Atlanta Ga 30345
Cost Per Lineal Foot: Approximate Cost: 7TBD per Herry Williams
(Actual cost dependent on final survey)
PETITION OF ASSESSMENT: Each year, after the construction has been completed, the finance director shall be
responsible for calculating each property owner's annual pro rata share of the costs. The tax commissioner shall be responsible
for collecting from the property owners payment of their pro rate share of one-third (1/3) of the costs associated with the
sanitary sewer, not to exceed seven thousand five hundred dollars (\$7,500). Beginning January 15 of the year following the
completion of construction and for each year thereafter, the tax statement issued to each such property owner shall include a
separate line item tax showing each property owner's annual pro rata share of the costs until paid.
The annual pro rata share of the one-third (1/3) share of the costs, as limited by the seven thousand five hundred dollar
(\$7,500) cap, shall become due and payable as the same time that County taxes are due and payable. Each assessment shall
become a lien against the property served on January 1" of each year in the same manner that a lien attaches for County taxes,
and such lien shall cover the property of the owner until such assessment is paid.
NAME STREET ADDRESS PHONE
Signed: 1/02) 982-9181
Signed: 1) Miles J. M. Kells (+01) 952-9181
This: 24 day of cluquest 20/6

# PETITION ASSESSMENT FORM

# GEORGIA, DEKALB COUNTY

DESCRIPTION OF SEWER MAIN

ANDY)

# TO THE HONORABLE BOARD OF COMMISSIONERS OF DEKALB COUNTY:

The undersigned of the property, which will be affected by any sewer main constructed pursuant to this petition respectfully, requests the DeKalb County Board of Commissioners to survey and construct sewer mains serving the following streets, costs of this to be assessed against abutting property in accordance with current County code.

A.
Sewer main shall run along Oa kautone Red impact properties located at all properties boyond 2124 to This petition must be returned to the Department of Watershed Management on or before 0/a in Breaclif
This petition must be returned to the Department of Watershed Management on or before of a in Breedif
order to be valid. Owners of fifty-one (51) percent or more of the area to be affected thereby must join in this request to
validate it.
Name: Andrew and Megan Klenzak  Location Address: 2103 Oakawana Bd
Location Address: 2103 Oahawara Bd.
Muiling Address: 2103 Oakawana Rd. Atlanta GA 30345
Cost Per Lincal Foot: Approximate Cost: TBD per Kerry Williams
(Actual cost dependent on final survey)
PETITION OF ASSESSMENT: Each year, after the construction has been completed, the finance director shall be
responsible for calculating each property owner's annual pro rata share of the costs. The tax commissioner shall be responsible
for collecting from the property owners payment of their pro rate share of one-third (1.3) of the costs associated with the
sanitary sewer, not to exceed seven thousand five hundred dollars (\$7,500). Beginning January 1st of the year following the
completion of construction and for each year thereafter, the tax statement issued to each such property owner shall include a
separate line item tax showing each property owner's annual pro rata share of the costs until paid.
The annual pro rata share of the one-third (1/3) share of the costs, as limited by the seven thousand five hundred dollar
(\$7,500) cap, shall become due and payable as the same time that County taxes are due and payable. Each assessment shall
become a lien against the property served on January I <sup>st</sup> of each year in the same manner that a lien attaches for County taxes,
and such lien shall cover the property of the owner until such assessment is paid.
Signed: Men STREET ADDRESS Signed: Men 2103 Oa kawana Rd (404), 713-1212 Signed: Z103 OAKAWANA RD (404), 234 5304 This: 23 day of August .2018

### PETITION ASSESSMENT FORM

# GEORGIA, DEKALB COUNTY

DESCRIPTION OF SEWER MAIN

# TO THE HONORABLE BOARD OF COMMISSIONERS OF DEKALB COUNTY:

The undersigned of the property, which will be affected by any sewer main constructed pursuant to this petition respectfully, requests the DeKalb County Board of Commissioners to survey and construct sewer mains serving the following streets, costs of this to be assessed against abutting property in accordance with current County code.

Sewer main shall run along Oakowana his impact properties located at a	all according bound 2124 to
This petition must be returned to the Department of Watershed Management or	or before C/a in Brianliff
order to be valid. Owners of fifty-one (51) percent or more of the area to be aff	
validate it.	-
Name: Murtaza and Arefa Cassotto	Y
Location Address: 2109 Oahawara Rd.	
Mailing Address: 2109 Oakowara Rd. Atl	onta Ga 30345
Cost Per Lineal Foot: Approximate Cost:	Tan
(Actual cost dependent on final survey)	(150 pm
	TBD por Kerry Williams
PETITION OF ASSESSMENT: Each year, after the construction has been ed	ompleted, the finance director shall be
responsible for calculating each property owner's annual pro rata share of the c	osts. The tax commissioner shall be responsible
for collecting from the property owners payment of their pro rate share of one-t	·
sanitary sewer, not to exceed seven thousand five hundred dollars (\$7,500). Be	
completion of construction and for each year thereafter, the tax statement issue-	
separate line item tax showing each property owner's annual pro rata share of the	
The annual pro rata share of the one-third (1/3) share of the costs, as limited by	•
(\$7,500) cap, shall become due and payable as the same time that County taxes	
become a lien against the property served on January 1st of each year in the same	
and such lien shall cover the property of the owner until such assessment is pate	* 122
NAME STREET ADDRESS	PHONE
Signed: Marrish	(404)694-1576
Signed: White Chrocher	(678) 471 - 2036
Signed: White Chrostopy This: 27 day of August 2018	

# EXHIBIT B PETITION ASSESSMENT FORM

# GEORGIA, DEKALB COUNTY

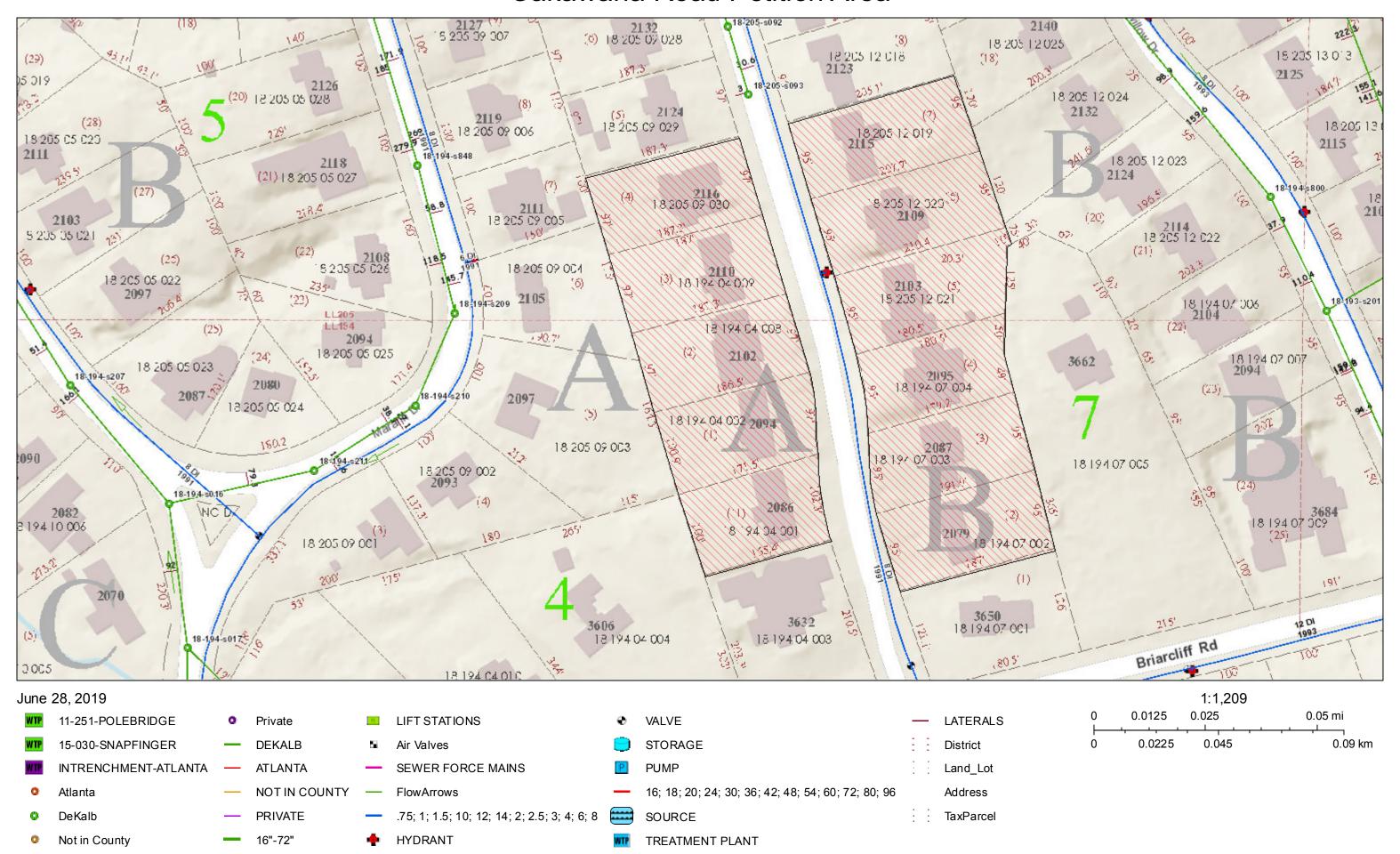
DESCRIPTION OF SEWER MAIN

# TO THE HONORABLE BOARD OF COMMISSIONERS OF DEKALB COUNTY:

The undersigned of the property, which will be affected by any sewer main constructed pursuant to this petition respectfully, requests the DeKalb County Board of Commissioners to survey and construct sewer mains serving the following streets, costs of this to be assessed against abutting property in accordance with current County code.

Sewer main shall run along Oa Fourna Rand impact properties located at all appertes beyond 124.
This pelition must be returned to the Department of Watershed Management on or before in S
order to be valid. Owners of fifty-one (51) percent or more of the area to be affected thereby must join in this request to
validate it.
Name: Johanne Laura Boyden Location Address: 2116 Oakawane Rd.
Location Address: 2116 Oahawanco Rd.
Mailing Address: 2116 Oakawara Rd. Atlanta Ga30345
(Actual cost dependent on final survey)
(Actual cost dependent on final survey)  Approximate Cost:  TRO Per  Keny will ans
PETITION OF ASSESSMENT: Each year, after the construction has been completed, the finance director shall be
responsible for calculating each property owner's annual pro rata share of the costs. The tax commissioner shall be responsible
for collecting from the property owners payment of their pro rate share of one-third (1/3) of the costs associated with the
sanitary sewer, not to exceed seven thousand five hundred dollars (\$7,500). Beginning January 1st of the year following the
completion of construction and for each year thereafter, the tax statement issued to each such property owner shall include a
separate line item tax showing each property owner's annual pro rata share of the costs until paid.
The annual pro rata share of the one-third (1/3) share of the costs, as limited by the seven thousand five hundred dollar
(\$7,500) cap, shall become due and payable as the same time that County taxes are due and payable. Each assessment shall
become a lien against the property served on January I of each year in the same manner that a lien attaches for County taxes.
and such lien shall cover the property of the owner until such assessment is paid.
NAME SPREET ADDRESS PHONE
Signed SPREET ADDRESS PHONE  (404) 386-3387
Signed: Laura 1. Boyden (404) 285, 8498
This: 23.9 day of August , 20.18
3

# Oakawana Road Petition Area



0-428272 9/19 9/26 10/3sk	12. Princess dress	
NOTICE OF PUBLIC HEARING	13, Tool boxes	
ne DeKalb County Department of	14 Nail gun	
atershed Management hereby	15. Bolt cuter	
ves notice that DeKath County will	16 Skill saw	
old a public hearing at ++10:00 am	17. (2) Tool bag	
October 8, 2019++ at the Maloof	18, 2 AC Units	
uditorium, 1300 Commerce Drive	19, Gas saw	
ecatur, Georgia 30030 to consider a	20 mower	
quest for extension of the County's	200 400 400 040 040	
initary sewer system for Oakawana	330-428192 9/12 9/19sk	
oed, Atlanta, 30345 located in	STATE BAR OF GEORGIA	
eKalb County, Georgia pursuant to	STATE DISCIPLINARY BOARD NOTICE OF INVESTIGATION	
Petition submitted in accordance	Service by Publication	
ith Sac. 25-185, et. seq. Code of	TO: CANDACE LANETTE SNEED	
eKalb County as Revised 1988	Georgia State Bar No. 797458	
he hearing impacts DeKath County esidents who live on or near	Re: Office of General Counsel ++File	
akawana Road. If the Petition is ap-	Nos. 190176 & 190177++	
roved by the Governing Authority	A Notice of investigation has been is-	
onstruction will be programed and	sued in accordance with Bar Rule 4-	
ne designated area on Oakawana	204.1 based upon a grievance filed	
load shall become a special tax dis-	against you. Service of a Notice of In-	
ict and properties within the desig-	vestigation by publication is author-	
ated area shall be assessed a por-	ized by Bar Rule 4-204.1 (c).	
on of the cost of construction	Pursuant to Bar Rule 4-204.3(a), you	
20-428301 9/19jb	are required to file with the State Dis-	
NOTICE OF PUBLIC HEARING	ciplinary Board member assigned to	
SEORGIA, DEKALE COUNTY	investigate the grievance filed against	
petition has been filed with the	you a written response to the Notice	
Board of Commissioners of DeKalb	of Investigation within 30 days of	
County Georgia, for the installation	September 19, 2019	
of speed tables on ++Sylvan Ramble	Pursuant to Bar Rule 4-204.3(d), your failure to answer the Notice of Invest-	
Road (Hawthorne to Cravey Drive)++	igation may result in your suspen-	
n the 18th District of DeKalb County	sion from the practice of law in Geor-	
Seorgia Said petition has been set	gia until an answer is filed.	
or hearing before the Board of Com-	330-428194 9/12 9/19sk	
nissioners at ten o'clock AM on	NOTICE OF ABANDONED	
Tuesday, September 24, 2019 in the	MOTOR VEHICLE	
Maloof Auditorium, the Maloof Build-	++2008 Jeep Commander VIN	
ng. 1360 Commerce Drive, Decatur. Georgia. All persons whose interest	1J8HH48N98C155989++	
are affected by the proposed installa-	License No. X1683 FL Tag	
lion of the described traffic devices	Color Blue	
are hereby notified to appear in per-	Body Style SUV	
son or by attorney at said time and	Abandoned on August 9, 2019	
place and present such objection or	TO WHOM IT MAY CONCERN.	
evidence herein as interest require.	The above vehicle is presently loc-	
This 19th day of September, 2019.	ated at 7199 Maddox Rd Suite A.	
By: Michael L. Thurmond	Lithonia GA 30058; phone (678) 526-	
Chief Executive Officer	5016 in possession of Furm Quality	
DeKalb County Georgia	Auto & Body Repair. Attempts to loc-	
320-428332 9/19jb	ate the owner have been unsuccess-	
CITY OF DECATUR	ful. The vehicle is deemed aban-	
Notice of Public Hearings	doned under O.C.G.A. 40-11-2 and	
The Decatur Planning Commission	will be disposed of if not redeemed.	
will hold a public hearing on ++Tues-	This notice is-given pursuant to Geor-	
day October 8, 2019, at 7.00 p.m.++	gia law	
to consider the items is led below.	330-428195 9/12.9/19sk	
Pending action by the Planning Com-	NOTICE OF ABANDONED	
mission, the Decatur City Commis-	MOTOR VEHICLE ++2009 Freightliner Columbia	
sion will hold a public hitering and	++5000 Lisidutius, Commun	

OR RE RS R C FIRST RS R C FIRST