



Legislation Details (With Text)

File #: 2023-0241 **Version:** 1 **Name:**

Type: Resolution **Status:** Public Hearing

File created: 2/15/2023 **In control:** Board of Commissioners

On agenda: 2/28/2023 **Final action:** 2/28/2023

Title: Commission District(s): 4 and 6
Resolution And Order Of The Dekalb County Board Of Commissioners Authorizing Condemnation By Declaration Of Taking Method Pursuant To O.C.G.A. §§ 22-3-140 And 32-3-1, Et Seq. Of Certain Property Situated In Dekalb County, Georgia, For Public Sanitary Sewer Collection And Treatment And Wastewater Purposes

PROJECT NO.: 18-014 PKG 5
PARCEL NO: 52 (3739 Memorial Drive, Decatur, GA 30032) (TPID 18 046 02 010)
PROPERTY OWNER: Felipe Castellanos

Indexes:

Attachments: 1. Resolution and Order (Felipe Castellanos - 3739 Memorial Drive), 2. A. 18-016-0052 New Plat & Legal, 3. B. 18-016-0052 Appraisal Certification, 4. C. 18-016-0052 10 Day Letter, 5. D. Intent to Condemn - Tract 18-016-052

| Date | Ver. | Action By | Action | Result |
|-----------|------|------------------------|---|--------|
| 2/28/2023 | 1 | Board of Commissioners | approved | Pass |
| 2/21/2023 | 1 | Committee of the Whole | accepted to BOC agenda - Public Hearing | |

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

SUBJECT:

Commission District(s): 3 and 7

Resolution And Order Of The Dekalb County Board Of Commissioners Authorizing Condemnation By Declaration Of Taking Method Pursuant To O.C.G.A. §§ 22-3-140 And 32-3-1, Et Seq. Of Certain Property Situated In Dekalb County, Georgia, For Public Sanitary Sewer Collection And Treatment And Wastewater Purposes

PROJECT NO.: 18-014 PKG 5
 PARCEL NO: 52 (3739 Memorial Drive, Decatur, GA 30032) (TPID 18 046 02 010)
 PROPERTY OWNER: Felipe Castellanos

Information Contact: David Hayes

Phone Number: 770.414.6240

PURPOSE:

To consider the attached Resolution, Order and Declaration of Taking for the acquisition of a parcel of land (Parcel #52, Owner: Felipe Castellanos) located within the boundaries required to complete Design Build Consent Decree Package Five - Country Squire (5). The purpose of this Project is to meet Consent Decree requirements, update the county's sewer infrastructure and to reduce sewer spills.

NEED/IMPACT:

This condemnation will enable the County to include the subject property within Consent Decree - Package 7. Package 5 is necessary to complete critical sewer upgrades throughout the County. These upgrades and improvements will ensure compliance with the Federal Clean Water Act and the Georgia Water Quality Control Act and improves the viability of the County's sewer system.

The County Attorney has reviewed the attached documents and approves to form.

FISCAL IMPACT:

The total cost to DeKalb County, Department of Watershed Management is \$26,200.00 (Twenty-Six Thousand Two Hundred Dollars and 00/100) to purchase the easement.

RECOMMENDATION:

To adopt the attached Resolution, Order and Declaration of Taking for the acquisition of a parcel of land (Parcel #52, Owner: Felipe Castellanos) located within the boundaries required to complete Design Build Consent Decree Package Seven (7) and to authorize the Chief Executive Officer to execute all necessary documents in a form acceptable to the County Attorney.