



# DeKalb County Government

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

## Legislation Details (With Text)

**File #:** 2023-0237    **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 7  
PARCEL NO: 42 (3199 Robinson Avenue, Scottsdale, Georgia 30079) (TPID 18 046 03 016)  
PROPERTY OWNER: Tommy Tuff

### Indexes:

**Attachments:** 1. Resolution for Parcel 42, 2. A. 18-014-0042 Plat & Legal, 3. B. 18-014-0042 Appraisal Certification, 4. C. 10 Day Letter with Appeal, 5. D. Intent to Condemn - Tract 18-014-042

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):** 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 7

PARCEL NO: 42 (3199 Robinson Avenue, Scottsdale, Georgia 30079) (TPID 18 046 03 016)

PROPERTY OWNER: Tommy Tuff

**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 #42, Owner: Tommy Tuff) located within the boundaries required to complete Design Build Consent Decree Package Seven (7). 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 7 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 \$1,173.00 (One Thousand One Hundred Seventy-Three 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 #42, Owner: Tommy Tuff) 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.