

AN ORDINANCE

01-0 -0219

Councilmember Vern McCarty

Vern McCarty

An Ordinance to abandon portions of Burroughs Street, SE, Park Avenue, SE, Gault Street, SE and Roberts Drive, SE, all lying and being in Land lot 41 of the 14th District, Fulton County, Georgia for services rendered; to waive the appraisal therefor; to authorize the issuance of a quitclaim deed; and for other purposes

WHEREAS, on June 21, 1999 the Council adopted an **"Ordinance to abandon portions of Burroughs Street, SE, Park Avenue, SE, Gault Street, SE and Roberts Drive, SE, all lying and being in Land lot 41 of the 14th District, Fulton County, Georgia"** and

WHEREAS, this legislation was signed by the Mayor on June 29, 1999; and

WHEREAS, the petitioner was desirous of closing these streets in order to gate a redeveloped apartment community; and

WHEREAS, Section 3 of said legislation stated that the petitioner of this abandonment would pay all costs associated with the advertisement and appraisal of said property; and

WHEREAS, Section 2-1578 Abandonment of streets states that © the Purchasing agent, shall: order an appraisal of the land to be sold based on fee simple fair **market value.**

WHEREAS, this property has yet to be appraised; and

WHEREAS, said property (Glas^{ds}stone Apartments) was a blighted property and has been redeveloped and revitalized by the petitioner; and

WHEREAS, the neighborhood is experiencing escalating crime problems which makes it unsafe for residents therein; and

WHEREAS, it is in the best interest of the public safety of the neighborhood that this property be gated.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA,
GEORGIA as follows:

Section 1: That the Council of the City of Atlanta, Georgia hereby deems that services rendered (**redevelopment and revitalization**) to the property by the petitioner is comparable to the value of the aforementioned parcels.

Section 2: That the appraisal provided for in Section 2-1578 be waived for the abandonment of the portions of Burroughs Street, SE, Park Avenue, SE, Gault Street, SE and Roberts Drive, SE, all lying and being in Land lot 41 of the 14th District, Fulton County, Georgia identified in Ordinance #99-O-0912 (attached).

Section 3: That the Mayor be and is hereby authorized to execute a quitclaim deed to said streets.

Section 4: That all ordinances and parts of ordinances in conflict herewith are hereby waived.



AN ORDINANCE

CITY COUNCIL
ATLANTA, GEORGIA

99-0-0912

BY COUNCILMEMBER VERN MCCARTY & *Dahn Stearns*

AN ORDINANCE TO ABANDON PORTIONS OF BURROUGHS STREET, SE, PARK AVENUE, SE, GAULT STREET, SE AND ROBERTS DRIVE, SE ALL LYING AND BEING IN LAND LOT 41 OF THE 14TH DISTRICT, FULTON COUNTY, GEORGIA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has received a request from the abutting property owners to abandon portions of Burroughs Street, SE, Park Avenue, SE, Gault Street, SE and Roberts Drive, SE all lying and being in Land Lot 41 of the 14th District, Fulton County, Georgia, for their private use; and

WHEREAS, these abandoned rights-of-way will become part of the abutting owners' private property and will be their responsibility to maintain; and

WHEREAS, the request to abandon portions of Burroughs Street, SE, Park Avenue, SE, Gault Street, SE and Roberts Drive, SE is being reviewed by the appropriate City agencies and public utilities;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1: That portions of Burroughs Street, SE, Park Avenue, SE, Gault Street, SE and Roberts Drive, SE all lying and being in Land Lot 41 of the 14th District, Fulton County, Georgia, as shown on the attached Exhibit "A", be and the same is hereby declared no longer useful or necessary for the public's use and convenience.

Section 2: That any and all reservations for existing public or private utility easements shall remain in effect for the purpose of entering the property to operate, maintain or replace said utility/facilities. These easements shall remain in effect until such time that said utilities are abandoned, removed or relocated, at which time said easements shall expire.

Section 3: The petitioner of this abandonment shall pay all costs associated with the advertisement and appraisal of said property.

Section 4: That the Mayor be and is hereby authorized to execute a quitclaim deed to said streets, upon payment of the determined fair market value of said streets.

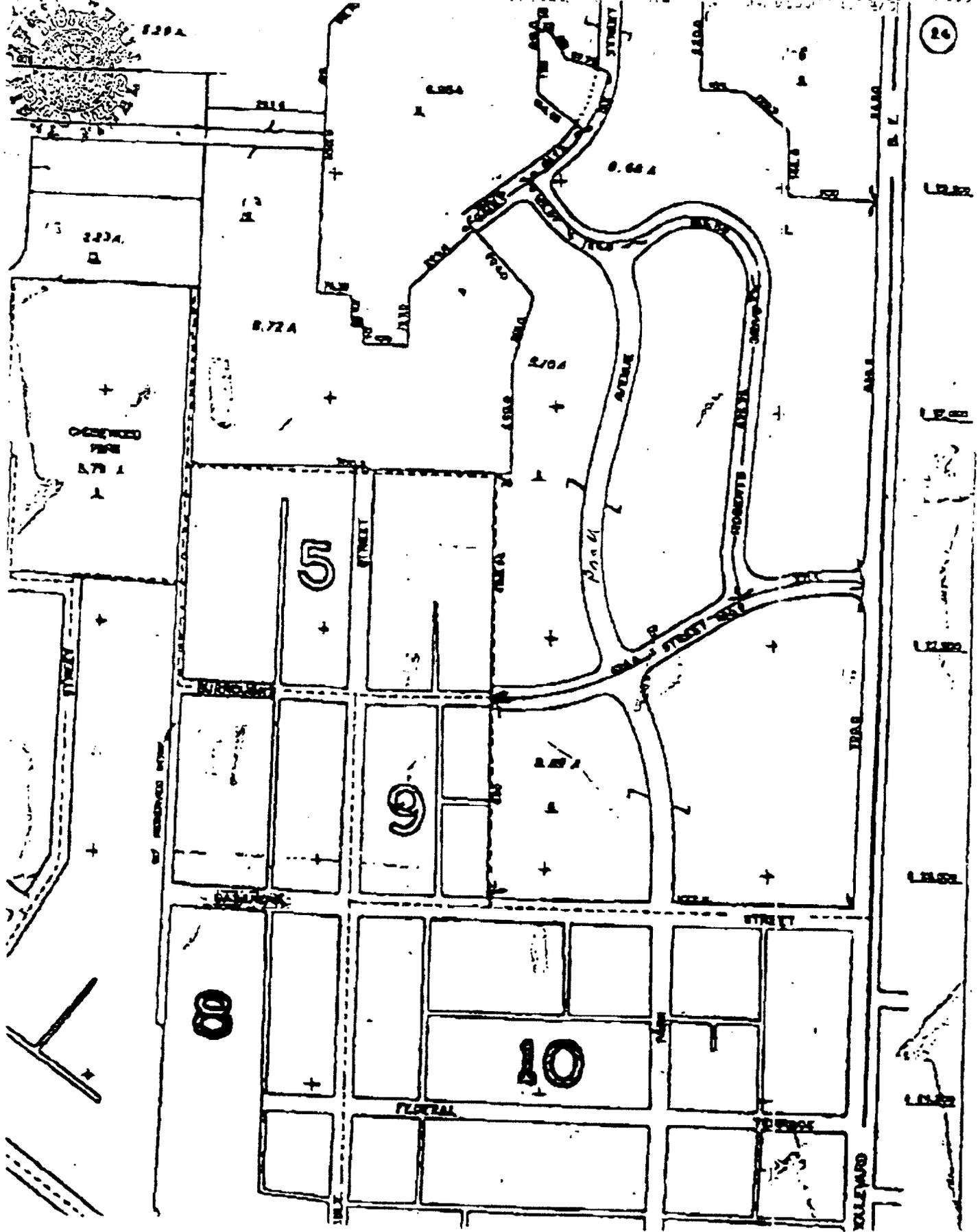
Section 5: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

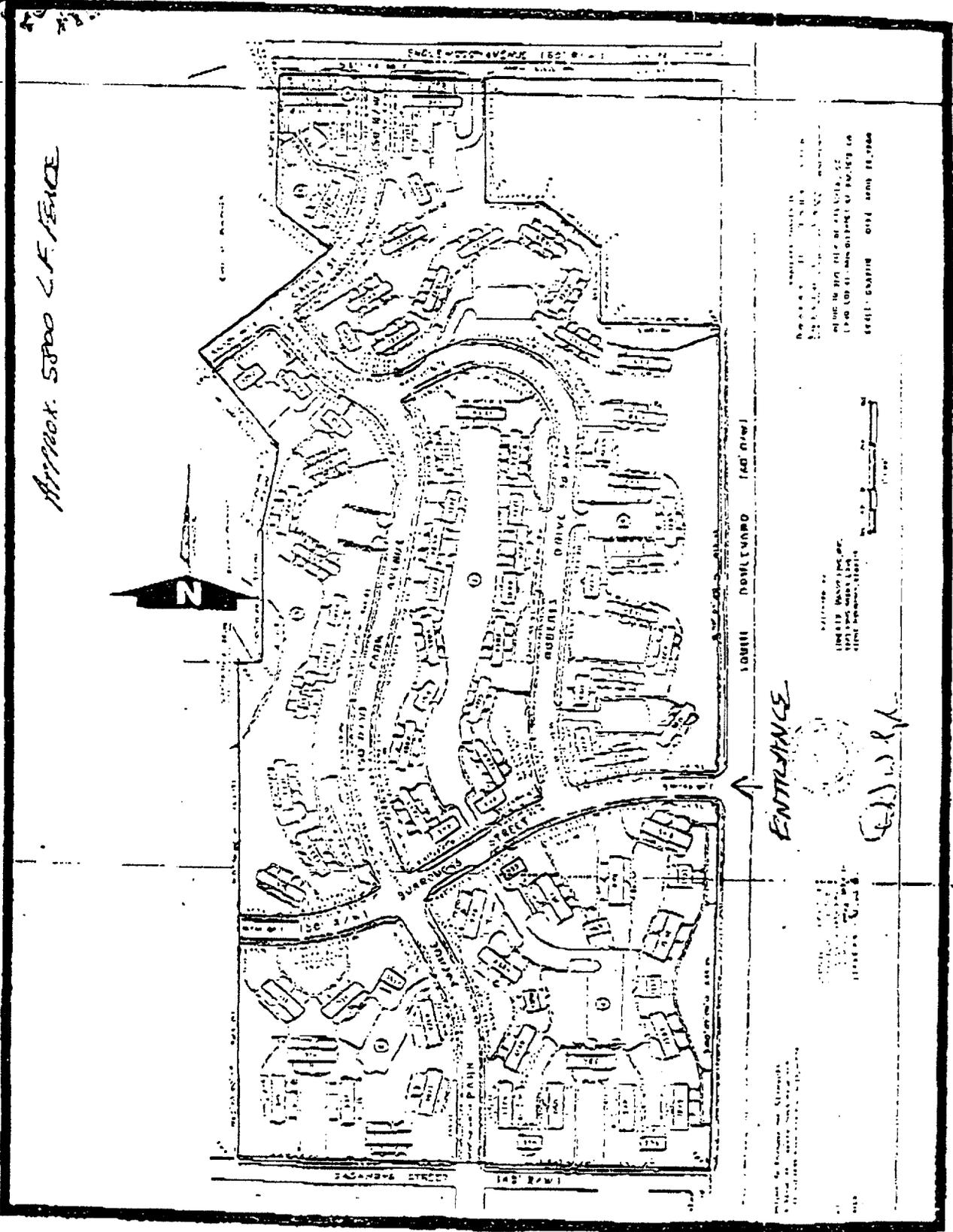
June 21, 1999
June 29, 1999



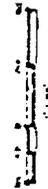


Site Plan

Approx. 5800 C.F. Fence

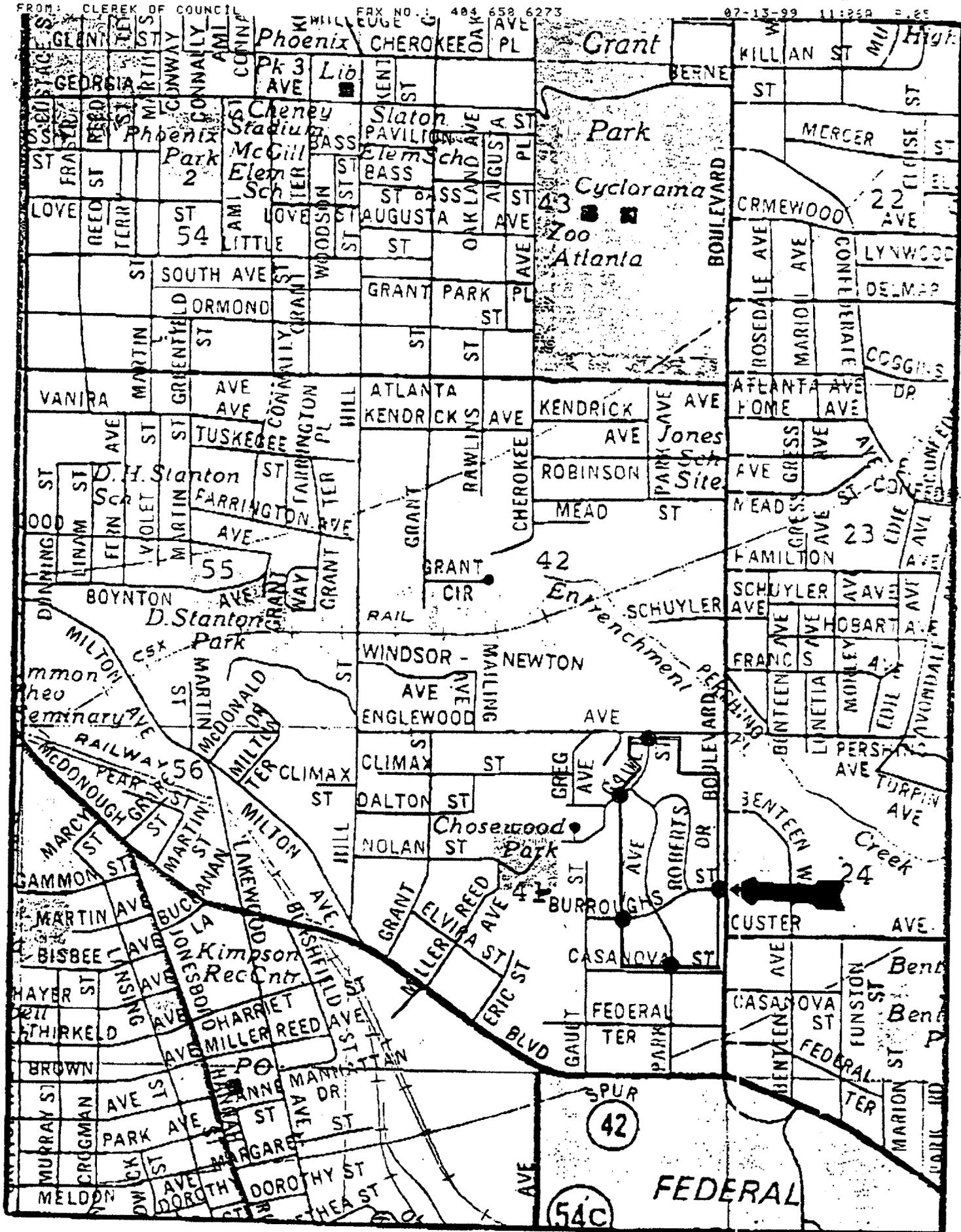


PROPERTY OF THE CITY OF ATLANTA
PLANNING DEPARTMENT
1500 OLD SHILOH ROAD, S.W.
ATLANTA, GA 30335
PHONE: 478-2222 FAX: 478-2222



ENTRANCE

City of Atlanta



99-0-0912

(Do Not Write Above This Line)

AN ORDINANCE

BY COUNCILMEMBER VERN MCCARTY

AN ORDINANCE TO ABANDON PORTIONS OF BURROUGHS STREET, SE, PARK AVENUE, SE GAULT STREET, SE AND ROBERTS DRIVE, SE ALL LYING AND BEING IN LAND LOT 41 OF THE 14TH DISTRICT, FULTON COUNTY, GEORGIA; AND FOR OTHER PURPOSES.

ADOPTED BY

JUN 21 1999

ATLANTA CITY COUNCIL

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred

5/19/99

Referred To:

City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred to

Committee

Date

Chair: Alan Shuller

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair: Alan Shuller

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

2nd

1st & 2nd

3rd

Readings

Consent V Vote RC Vote

CERTIFIED

CERTIFIED JUN 21 1999

ATLANTA CITY COUNCIL PRESIDENT

James A. Parker

6 JUN 21 1999

APPROVED

MAYOR'S ACTION

JUN 29 1999

Mayor Jerry

MAYOR

Atlanta City Council

Regular Session

MULTIPLE

CU Items 1 through 14
Except #6, 00-0-1475
FILE

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 4

- (1) 99-0-1415
- (2) 99-0-1625
- (3) 00-0-0190
- (4) 00-0-0976
- (5) 00-0-1085
- (7) 00-0-1559
- (8) 00-0-1964
- (9) 01-0-0219
- (10) 01-0-0546
- (11) 01-0-0547
- (12) 01-0-0625
- (13) 01-0-0711
- (14) 01-0-1115

Y McCarty	B Dorsey	Y Moore	Y Thomas
B Starnes	Y Woolard	Y Martin	Y Emmons
B Bond	B Morris	Y Maddox	NV Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

MULTIPLE

01-0-0219

(Do Not Write Above This Line)

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Councilmember Vern McCarty

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FILED BY
CITY COUNCIL

NOV 19 2001

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 2/5/01

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee
City Utilities

Date
2-13-01

Chair

Action:
Fav, Adv, Hold (see rev. side)
Other:

Members

Refer To

Committee
City Utilities

Date
11/13/01

Chair
Clara Miller

Action:
Fav, Adv, Hold (see rev. side)
Other:
None

Members

Refer To

FINAL COUNCIL ACTION
 2nd 1st & 2nd 3rd
Readings
 Consent V Vote RC Vote

CERTIFIED

CERTIFIED
NOV 19 2001
ATTEST: _____
MUNICIPAL CLERK

CERTIFIED
NOV 19 2001

Paula Davidson Johnson
MUNICIPAL CLERK

MAYOR'S ACTION

Committee

Date

Chair

Action:
Fav, Adv, Hold (see rev. side)
Other:

Members

Refer To

Committee

Date

Chair

Action:
Fav, Adv, Hold (see rev. side)
Other:

Members

Refer To