



AN ORDINANCE BY

03- 0 -1652

**CITY UTILITIES COMMITTEE**

**AN ORDINANCE TO ABANDON MOROSGO PLACE, N.E., AND MOROSGO WAY, N.E., LYING AND BEING IN LAND LOT 48, 17<sup>TH</sup> DISTRICT, FULTON COUNTY GEORGIA, AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta has received a petition to abandon the rights-of-way of Morosgo Place, N.E. and Morosgo Way, N.E., said rights-of-way collectively constituting 1.915 acres in area, located in Land Lot 48 of the 17<sup>th</sup> District, Fulton County, Georgia, and more particularly described on Exhibit "A" attached hereto and incorporated herein (collectively, the "Northmoor Streets"); and

**WHEREAS**, the Commissioner of the Department of Public Works has determined that said petition is complete and that the required application fee has been paid to the City of Atlanta; and

**WHEREAS**, the Northmoor Streets shall become a part of the abutting property owner's property and shall be their responsibility to maintain; and

**WHEREAS**, the abutting property owner's have agreed to acquire the Northmoor Streets from the City of Atlanta for the appraised fair market value; and

**WHEREAS**, the building structures along Morosgo Place and Morosgo Way are presently occupied; the abutting property owner's and department of Public Works agree that public access to these streets must remain while the buildings are occupied.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA AS FOLLOWS:**

**SECTION 1:** That Morosgo Way NE, and Morosgo Place are hereby declared no longer useful or necessary for public use and convenience.

**SECTION 2:** That the City's intent is hereby given to abandon said streets.

**SECTION 3:** That any and all permanent public or private utility easements located within the Northmoor Streets 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 4:** That no security measures shall be installed on the property such that will impede or obstruct in any way emergency access to the property.



**SECTION 4.** That the City's intent is hereby given to abandon said streets.

**SECTION 5.** That the abutting property owner has agreed to pay the fair market value of the abandoned street as determined by the appraisal of said street.

**SECTION 6.** 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 7.** That no security measures shall be installed on the property such that will impede or obstruct in any way emergency access to the property.

**SECTION 8.** That the Director of Purchasing and Real Estate be and is hereby authorized to appraise said streets to determine their fair market land value. Upon completion of the appraisal, a copy of same shall be presented to the City Utilities Committee for review and approval.

**SECTION 9.** That all costs associated with the appraisal report shall be charged to and paid from Account Number 1A01524001G55001.

**SECTION 10.** That the Mayor be and is hereby authorized to execute a quitclaim deed to said streets.

**SECTION 11.** That all ordinance and parts of ordinances in conflict herewith be and the same are hereby repealed.

A true copy,

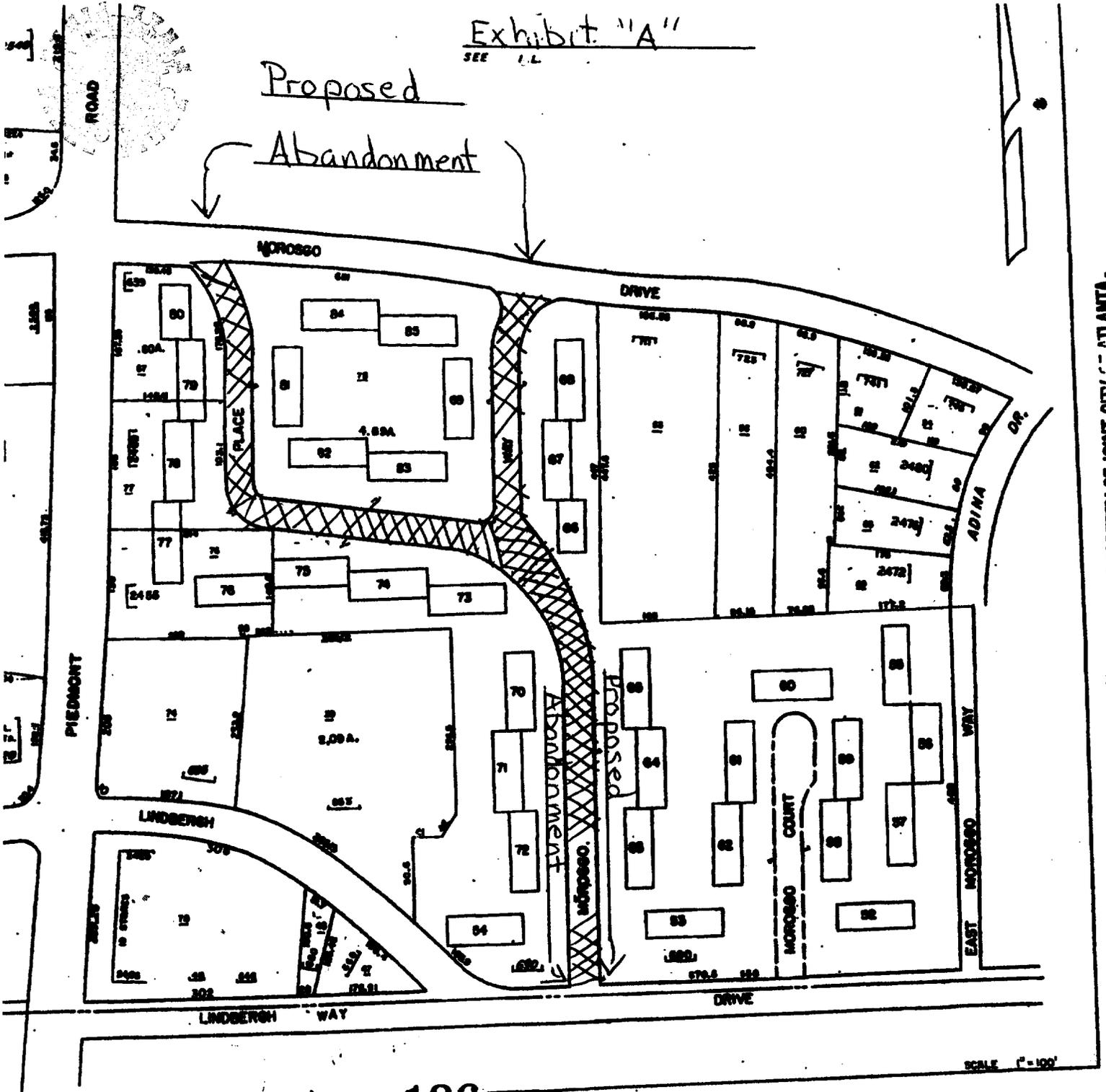
*Phonda Daughin Johnson*  
Municipal Clerk, CMC

ADOPTED by the Council  
APPROVED by the Mayor

NOV 03, 2003  
NOV 10, 2003

Exhibit "A"  
SEE I.L.

Proposed  
Abandonment



186

PROPERTY OF JOINT CITY OF ATLANTA  
PLANNING DEPARTMENT



RCS# 5123  
11/03/03  
1:41 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I 03-R-1860

ADOPT

YEAS: 10  
NAYS: 0  
ABSTENTIONS: 1  
NOT VOTING: 2  
EXCUSED: 0  
ABSENT 3

Y Smith	Y Archibong	Y Moore	A Mitchell
B Starnes	Y Fauver	B Martin	Y Norwood
Y Young	Y Shook	Y Maddox	B Willis
Y Winslow	NV Muller	Y Boazman	NV Woolard

CONSENT I

RCS# 5124  
11/03/03  
1:42 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I 03-R-1676

ADOPT

YEAS: 9  
NAYS: 0  
ABSTENTIONS: 1  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 3

Y Smith	Y Archibong	Y Moore	Y Mitchell
B Starnes	NV Fauver	B Martin	Y Norwood
A Young	Y Shook	Y Maddox	B Willis
Y Winslow	NV Muller	Y Boazman	NV Woolard

CONSENT I

<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADVERSED ON CONSENT</b>
1. 03-O-1721 2. 03-O-1723 3. 03-O-1835 4. 03-O-1848 5. 03-O-1678 6. 03-O-1679 7. 03-O-1680 8. 03-O-1681 9. 03-O-1682 10. 03-O-1683 11. 03-O-1684 12. 03-O-1494 13. 03-O-1651 14. 03-O-1652 15. 03-O-1689 16. 03-O-1700 17. 03-O-1701 18. 03-O-1829 19. 03-O-1695 20. 03-O-1375 21. 03-O-1511 22. 03-O-1666 23. 03-O-1667 24. 03-O-1838 25. 03-R-1504 26. 03-R-1658 27. 03-R-1808 28. 03-R-1860 29. 03-R-1861 30. 03-R-1815 31. 03-R-1816 32. 03-R-1817 33. 03-R-1676 34. 03-R-1800 35. 03-R-1804 36. 03-R-1866 37. 03-R-1668 38. 03-R-1810 39. 03-R-1811 40. 03-R-1863	41. 03-R-1869 42. 03-R-1870 43. 03-R-1873 <b>Items Adversed on Consent</b> 44. 03-R-1729 45. 03-R-1730 46. 03-R-1731 47. 03-R-1732 48. 03-R-1733 49. 03-R-1734 50. 03-R-1735 51. 03-R-1736 52. 03-R-1737 53. 03-R-1738 54. 03-R-1739 55. 03-R-1740 56. 03-R-1741 57. 03-R-1742 58. 03-R-1743 59. 03-R-1744 60. 03-R-1745 61. 03-R-1746 62. 03-R-1747 63. 03-R-1748 64. 03-R-1749 65. 03-R-1750 66. 03-R-1751 67. 03-R-1752 68. 03-R-1753 69. 03-R-1754 70. 03-R-1755 71. 03-R-1756 72. 03-R-1757 73. 03-R-1758 74. 03-R-1759 75. 03-R-1760 76. 03-R-1761 77. 03-R-1762 78. 03-R-1763 79. 03-R-1764	80. 03-R-1765 81. 03-R-1766 82. 03-R-1767 83. 03-R-1768 84. 03-R-1769 85. 03-R-1770 86. 03-R-1771 87. 03-R-1772 88. 03-R-1773 89. 03-R-1774 90. 03-R-1775 91. 03-R-1776 92. 03-R-1777 93. 03-R-1778 94. 03-R-1779 95. 03-R-1780 96. 03-R-1781 97. 03-R-1782 98. 03-R-1783 99. 03-R-1784 100. 03-R-1785 101. 03-R-1786 102. 03-R-1787 103. 03-R-1788 104. 03-R-1789 105. 03-R-1790 106. 03-R-1791 107. 03-R-1792 108. 03-R-1793 109. 03-R-1794 110. 03-R-1795 111. 03-R-1796 112. 03-R-1797 113. 03-R-1798 114. 03-R-1799 115. 03-R-1840 116. 03-R-1003