

A RESOLUTION BY CITY UTILITIES

AS AMENDED BY FULL COUNCIL

02-*R*-1536

**AUTHORIZING THE SALE OF ABANDONED RALPH MCGILL BOULEVARD, N.E., IN LAND LOT 15 OF THE 14<sup>th</sup> DISTRICT, FULTON COUNTY, GEORGIA TO ROBERT L. KAY, JR. AND LINDA S. KAY, THE ABUTTING PROPERTY OWNERS.**

**WHEREAS**, an ordinance adopted by the City Council on November 20, 2000 and approved by the Mayor on November 28, 2000 authorized the abandonment of a portion of Ralph McGill Boulevard, N.E., from Linwood Avenue to a point approximately 250 feet to the west, and

**WHEREAS**, said ordinance authorized the Director of the Bureau of Purchasing and Real Estate to have an appraisal made of said property to determine its fair market value and to execute a quitclaim deed upon receipt of payment in the amount of the appraised value; and

**WHEREAS**, the City obtained an appraisal of the 80' abandoned right-of-way made with the intent to convey to one of the two abutting property owners, with the consent of the other. The property was appraised by Julian Diaz at \$230,000.00 which is \$15.00 per square foot and approved by the City Utilities Committee; and

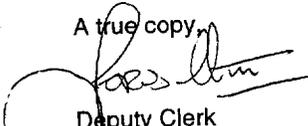
**WHEREAS**, the abutting property owners, Robert L. Kay, Jr. and Linda S. Kay now choose to purchase only the 40' right-of-way that abuts their property and have submitted an appraisal report on their behalf prepared by Appraiser, Joseph L. Walker, MAI who established value at \$2,500.00 which is \$.32 per square foot; and

**WHEREAS**, the City's Review Appraiser, Cone M. Maddox, MAI has reviewed both reports; the 80' right-of-way is a buildable tract and because of its location would bring a much higher value, but because the 40' right-of-way is not a buildable tract the Review Appraiser recommends value at \$35,000.00 which is \$4.45 per square foot; and

**WHEREAS**, the abutting owners agree to purchase the property at the appraised value of \$35,000.00.

**NOW THEREFORE**, be it resolved that the 40' abandoned Ralph McGill Boulevard, N.E., that abuts property owners, Robert L. Kay, Jr. and Linda S. Kay, be sold to them for and in consideration of the sum of Thirty Five Thousand (\$35,000.00) Dollars and that the Mayor is hereby authorized to execute a quitclaim deed conveying said property. *This action is consistent with the Freedom Park Master Plan.*

A true copy,

  
Deputy Clerk

**ADOPTED as amended  
APPROVED by the Mayor**

March 17, 2003  
March 25, 2003

RCS# 4561  
3/17/03  
4:20 PM

Atlanta City Council

Regular Session

02-R-1536

Authorize Sale of Abandoned Ralph McGill  
Blvd. to abutting property owners  
ADOPT AS AMEND

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

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

02-R-1536

**02-1536**  
(Do Not Write Above This Line)

RESOLUTION BY

CITY UTILITIES COMMITTEE

AUTHORIZING THE SALE OF ABANDONED RALPH MCGILL BOULEVARD, N.E., IN LAND LOT 15 OF THE 14<sup>th</sup> DISTRICT, FULTON COUNTY, GEORGIA TO ROBERT L. KAY, JR. AND LINDA S. KAY, THE ABUTTING PROPERTY OWNERS.

**ADOPTED BY**

MAR 17 2003

**COUNCIL**

*As Amended*

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

Date Referred

Referred To:

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee \_\_\_\_\_  
Date \_\_\_\_\_  
Chair \_\_\_\_\_  
Referred To \_\_\_\_\_

Committee

Date

Chair

Action

Fav, Adv, Hold (see rev. side)

Other

Members

Refer To

*City Council*

*March 17, 2003*

*Chair*

*David Brinkley*

*Other*

*Members*

*David Brinkley*

*Mark S. Cole*

*David Brinkley*

Refer To

FINAL COUNCIL ACTION

2nd  1st & 2nd  3rd

Readings

Consent  V Vote  RC Vote

CERTIFIED

**CERTIFIED**  
MAR 17 2003

ATLANTA CITY OFFICIAL PRESIDENT  
*Robert L. Kay, Jr.*

**CERTIFIED**  
MAR 17 2003

*Robert L. Kay, Jr.*  
MUNICIPAL CLERK

**APPROVED**  
MAYOR'S ACTION

MAR 25 2003

*David Brinkley*