

04-0-0416
(Do Not Write Above This Line)

First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee _____

Date _____

Chair _____

Fav, Adv, Hold (see rev. side)
Other _____

Members _____

Refer To _____

TO WAIVE SECTION 139-9(g) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA TO ALLOW THAT PORTION OF HARDEN DRIVE ABANDONED BY ORDINANCE 03-O-0186 TO PURCHASED AT NO ADDITIONAL COST TO CARRIE STEELE-PITTS HOME; AND FOR OT PURPOSES.

AN ORDINANCE BY
COUNCIL MEMBER C. T. MARTIN

ADOPTED BY

MAR 1 5 2004

COUNCIL

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

Date Referred 03/01/04

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

Committee City Utilities
Date March 2004
Chair Paul Sharrick
Referred To _____

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

Members _____

Refer To _____

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 _____

Committee _____

Date _____

Chair _____

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

Members _____

Refer To _____

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

CERTIFIED

CERTIFIED
MAR 1 5 2004

ATLANTA CITY COUNCIL PRESIDENT
Carrie W. Pitts

CERTIFIED
MAR 1 5 2004

Paula D. Hamilton
MUNICIPAL CLERK

MAYOR'S ACTION

MAR 23 2004

Carrie W. Pitts



AN ORDINANCE BY

04-O-0416

**COUNCIL MEMBER C. T. MARTIN
AS SUBSTITUTED BY CITY UTILITIES**

AN ORDINANCE TO ALLOW THAT PORTION OF HARDEN DRIVE ABANDONED BY ORDINANCE 03-O-0186 TO BE QUITCLAIMED TO CARRIE STEELE-PITTS HOME IN EXCHANGE FOR THE INCREASED SERVICES THE PROPERTY WILL PROVIDE THAT SERVES AS A SUBSTANTIAL BENEFIT TO THE CITY AND THE PUBLIC INTEREST; AND FOR OTHER PURPOSES.

WHEREAS, Carrie Steele-Pitts Home (“Home”) was chartered in 1888 to provide services to and be a safe haven for abused and neglected children in the Atlanta area; and

WHEREAS, the services the Home provides is a substantial benefit to the City and the public interest; and

WHEREAS, pursuant to Special Use Permit U-02-29/U-00-36, which was approved by the City pursuant to Ordinance 02-O-1812, the City approved a development of property that contemplated the inclusion of Harden Drive as private property; and

WHEREAS, the development includes the construction of a gymnasium, classrooms and other buildings to further expand and improve the services to its minor residents; and

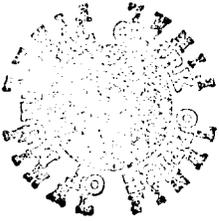
WHEREAS, pursuant to Ordinance 03-O-0186, the City abandoned that portion of Harden Drive more fully described in Exhibit A to ordinance 03-O-0186; and

WHEREAS, pursuant to Ordinance 03-O-0186, the Council directed that an appraisal of the property be performed; and

WHEREAS, the appraisal has been performed and Council finds that the expansion of the services performed by the Home to provide care and education for the abused, abandoned and neglected children in the Atlanta area provides a substantial benefit to the City and the public interest that is at least equivalent to the fair market value of the abandoned property as appraised.

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

SECTION 1: Council finds that the substantial benefit to the City and the public interest from expansion of the care and education services provided by Carrie Steele-Pitts Home to the abused, abandoned and neglected children in the Atlanta area and permitted by Special Use Permit U-02-29/U-00-36 is adequate consideration for and at least equivalent to the fair market value of the property abandoned in Ordinance 03-O-0186.



SECTION 2: Upon approval of this ordinance, the City Attorney is hereby directed to prepare a QuitClaim Deed and other appropriate documents to effectuate the abandonment authorized by Ordinance 03-O-0186.

SECTION 3: Upon approval of this ordinance, the City shall reimburse to Carrie Steele-Pitts Home all monies paid to the City except costs associated with the appraisal of the subject property and all costs associated with the advertising of the petition for abandonment.

SECTION 4: All code sections, ordinances and parts of code sections and ordinances in conflict with this ordinance are waived for this instance only.

A true copy,

Rhonda Dauphin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

March 15, 2004
March 23, 2004

RCS# 5574
3/15/04
6:41 PM

Atlanta City Council

Regular Session

04-O-0416 WAIVE SEC 139-9g ALLOW PORTION OF HARDEN
DR. TO BE PURCHASED BY STEEL-PITTS HOMES
ADOPT ON SUB

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 1
ABSENT 2

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

RCS# 5569
3/15/04
5:46 PM

Atlanta City Council

Regular Session

04-O-0416 WAIVE SEC 139-9g ALLOW PORTION OF HARDEN
DR. TO BE PURCHASED BY STEEL-PITTS HOMES
SUB FWD

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**CONDITION FOR APPROVAL FORM
(TO ACCOMPANY LEGISLATION)**

COMMITTEE: CCC

DATE: 3/9/04

ORDINANCE # ⁻⁰⁻04-0416 RESOLUTION # _____

REQUESTED BY: Council member Mitchell

DIRECTED TO: Law Department

NATURE OF CONDITION FOR APPROVAL:

Substitute that will allow the
City to give the property @ Hardin Drive
to Carrie Steele Pitts

WHEN IS THIS INFORMATION DUE, AND TO WHOM?

ASAP to Council Staff.

WILL THIS RESULT IN AN AMENDMENT TO THE LEGISLATION?

YES () NO (X)

WILL THIS RESULT IN A SUBSTITUTE TO THE LEGISLATION?

YES (X) NO ()

HAS THIS INFORMATION BEEN RECEIVED? YES (X) NO ()

DATE OF RECEIPT: 3/14/04

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AN ORDINANCE BY

COUNCIL MEMBER C. T. MARTIN

TO WAIVE SECTION 139-9(g) OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA TO ALLOW THAT PORTION OF HARDEN DRIVE ABANDONED BY ORDINANCE 03-O-0186 TO BE PURCHASED AT NO ADDITIONAL COST TO CARRIE STEELE-PITTS HOME; AND FOR OTHER PURPOSES.

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

SECTION 1: That Section 138-9(g) be waived to allow the Carrie Steele-Pitts Home to purchase the abandoned portion of Harden Drive at no additional cost.

SECTION 2: That all other provisions of Section 138-9 of the Code of Ordinances shall remain in full force and effect.

SECTION 3: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived.