

AN ORDINANCE

Natalyn M. Archibong

BY COUNCIL MEMBERS NATALYN MOSBY ARCHIBONG & CARLA SMITH

AN ORDINANCE TO EXCHANGE CERTAIN AREAS OF EXISTING PUBLIC RIGHT-OF-WAY AND ACCEPT THE DEDICATION OF REPLACEMENT RIGHT-OF-WAY TO ALLOW THE RELOCATION OF THE GLENWOOD-WYLIE CONNECTOR, S.E. AT THE INTERSECTIONS OF GLENWOOD AVENUE (LAND LOT 12 OF THE 14TH DISTRICT OF FULTON COUNTY) NECESSITATED BY THE REALIGNMENT OF SAID ROADWAY FOR INTERSECTION IMPROVEMENTS, AND FOR OTHER PURPOSES.

WHEREAS, Green Street Properties, LLC, is the owner of properties abutting both sides of the Glenwood-Wylie Connector, S.E. between Interstate 20 East and Glenwood Avenue; and

WHEREAS, Green Street Properties, LLC, as part of their building permit to construct the Glenwood Park development at southeast corner of Glenwood-Wylie Connector and Glenwood Avenue proposed to re-align and improve Glenwood-Wylie Connector across the permitted project frontage; and

WHEREAS, the City of Atlanta agreed to the proposed roadways improvement and has issued building permits based on the proposed re-alignment; and

WHEREAS, road reconstruction will be undertaken pursuant to City of Atlanta standards and the re-alignment of the roadway requires an adjustment of the existing right-of-way limits to accommodate the creation of a 90 degree intersection of the two roadways; and

WHEREAS, the proposed right-of-way adjustment, given and received, is of equal value and is functionally equal in area; and

WHEREAS, the completed roadway project will greatly improve public safety through the creation of a 90 degree intersection; and

WHEREAS, Green Street Properties, LLC, has requested an exchange of land to reflect the proposed alignment of the completed roadway, and has prepared an appropriate right-of-way abandonment and dedication exchange plat ("Exhibit A") with accompanying legal description for the properties under consideration, and

WHEREAS, it is in the best interest of the public to accept an even exchange of the right-of-way as depicted on Exhibit "A", without the need for an appraisal of said parcels of land,



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

SECTION 1: That the relocation of Glenwood-Wylie connector, S.E. at the intersection Glenwood Avenue (Land Lot 12 of the 14th District of Fulton County) to accomplish improvement of the intersection of the Glenwood-Wylie Connector and Glenwood Avenue is in the public interest and is a Public Purpose.

SECTION 2: That Green Street Properties, LLC, being the owner of property (Tract A) consisting of 0.0259 acres as shown on the attached survey plat prepared by Long Engineering, Inc., has petitioned the City for the exchange of said private parcel of property.

SECTION 3: That the City of Atlanta, being the owner of said property (Tracts B & C) consisting of an area of 0.0259 acres abutting the Glenwood-Wylie Connector, as shown on attached survey plan prepared by Long Engineering, Inc., shall exchange such property for that indicated as a dedication in Exhibit "A".

SECTION 4: That no payment shall be necessary for this transaction given that the properties exchange by Green Street Properties, LLC and the City of Atlanta are the same in land area and value, and will result in a reconstructed roadway with improved safety.

SECTION 5: That the City Attorney is authorized to prepare and the Mayor is authorized to execute appropriate quit-claims, warranty deeds, and/or any other necessary documentation on behalf of the City of Atlanta to accomplish this land exchange and that all transactions shall be appropriately recorded in the Fulton County Courthouse.

SECTION 6: That any ordinance or requirement in conflict with the intent of this ordinance is hereby waived to the extent of the conflict for this time and purpose only.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

SEP 20, 2004
SEP 28, 2004



ATTACHMENT "A"

Legal Description of the Property

All that tract or parcel of land lying and being in Land Lot 12 of the 14th District of Fulton County, Georgia and being more particularly described as follows:

BEGINNING at

ALL THAT TRACT OR PARCEL OF LAND LYING IN OR BEING IN LAND LOT 12 OF THE 14TH DISTRICT, FULTON COUNTY, CITY OF ATLANTA, GEORGIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWESTERN END OF THE MITRED INTERSECTION OF THE NORTHERLY RIGHT-OF-WAY OF GLENWOOD AVENUE (50-FOOT RIGHT-OF-WAY WIDTH) WITH THE WESTERLY RIGHT-OF-WAY OF GLENWOOD-WYLIE CONNECTOR (VARIABLE RIGHT-OF-WAY WIDTH), SAID INTERSECTION OF RIGHTS-OF-WAY AS REVISED AND SHOWN ON DOCUMENT ENTITLED "GLENWOOD-WYLIE CONNECTOR JURISDICTIONAL RIGHT-OF-WAY PLAT," PREPARED BY LONG ENGINEERING, INC., DATED MARCH 4, 2003, SAID POINT BEING THE POINT OF BEGINNING;

THENCE PROCEEDING ALONG SAID NORTHERLY RIGHT-OF-WAY OF GLENWOOD AVENUE, NORTH 88 DEGREES 57 MINUTES 37 SECONDS WEST FOR A DISTANCE OF 57.26 FEET TO A ONE-HALF INCH REINFORCING BAR, SAID POINT BEING THE SOUTHWESTERN END OF THE ORIGINAL MITRE OF AFORESAID INTERSECTION PER GEORGIA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP FOR PROJECT NO. IR-20-2(118) FULTON COUNTY, DATED APRIL 1, 1986, SHEET NO. 8CA, LAST REVISED MARCH 20, 1992;

THENCE DEPARTING SAID NORTHERLY RIGHT-OF-WAY OF GLENWOOD AVENUE NORTH 00 DEGREES 52 MINUTES 50 SECONDS EAST FOR A DISTANCE OF 818.75 FEET TO A P.K. NAIL;

THENCE SOUTH 88 DEGREES 06 MINUTES 45 SECONDS EAST FOR A DISTANCE OF 68.01 FEET TO A CONCRETE RIGHT-OF-WAY MONUMENT;

THENCE SOUTH 88 DEGREES 06 MINUTES 45 SECONDS EAST FOR A DISTANCE OF 5.20 FEET TO A POINT ON THE AFORESAID WESTERLY RIGHT-OF-WAY OF GLENWOOD-WYLIE CONNECTOR;

THENCE PROCEEDING ALONG SAID WESTERLY RIGHT-OF-WAY OF GLENWOOD-WYLIE CONNECTOR, SOUTH 00 DEGREES 49 MINUTES 06 SECONDS EAST FOR A DISTANCE OF 227.50 FEET TO A POINT;

THENCE CONTINUE ALONG SAID WESTERLY RIGHT-OF-WAY OF GLENWOOD-WYLIE CONNECTOR, NORTH 89 DEGREES 10 MINUTES 20 SECONDS EAST FOR A DISTANCE OF 4.97 FEET TO A CONCRETE RIGHT-OF-WAY MONUMENT;

THENCE CONTINUE ALONG SAID WESTERLY RIGHT-OF-WAY OF GLENWOOD-WYLIE CONNECTOR, SOUTH 00 DEGREES 49 MINUTES 38 SECONDS EAST FOR A DISTANCE OF 217.02 FEET TO A CONCRETE RIGHT-OF-WAY MONUMENT;

THENCE CONTINUE ALONG SAID WESTERLY RIGHT-OF-WAY OF GLENWOOD-WYLIE CONNECTOR, SOUTH 06 DEGREES 50 MINUTES 49 SECONDS WEST FOR A DISTANCE OF 32.70 FEET TO A POINT;

THENCE CONTINUE ALONG SAID WESTERLY RIGHT-OF-WAY OF GLENWOOD-WYLIE CONNECTOR ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 1406.40 FEET AND AN ARC LENGTH OF 117.83 FEET, BEING SUBTENDED BY A CHORD OF SOUTH 02 DEGREES 52 MINUTES 50 SECONDS WEST FOR A DISTANCE OF 117.80 FEET TO A POINT;

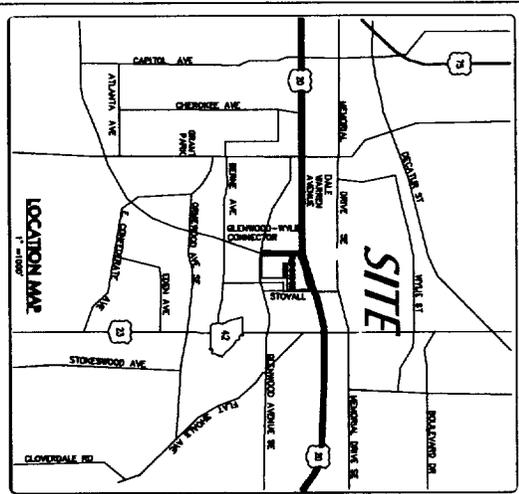
THENCE CONTINUE ALONG SAID WESTERLY RIGHT-OF-WAY OF GLENWOOD-



WYLIE CONNECTOR, SOUTH 01 DEGREE 37 MINUTES 05 SECONDS WEST FOR A DISTANCE OF 199.78 FEET TO A POINT AT THE NORTHEASTERN END OF THE AFORESAID MITRE OF INTERSECTION OF THE WESTERLY RIGHT-OF-WAY OF GLENWOOD-WYLIE CONNECTOR WITH THE NORTHERLY RIGHT-OF-WAY OF GLENWOOD AVENUE;

THENCE PROCEED ALONG SAID MITRE OF INTERSECTION SOUTH 46 DEGREES 37 MINUTES 05 SECONDS WEST FOR A DISTANCE OF 33.57 FEET TO THE POINT OF BEGINNING;

SAID PROPERTY CONTAINS 1.5568 ACRES OR 67,816 SQUARE FEET.



TRACT "A"			
0.0259 ACRES (1,128 SQ. FT.)			
LINE	BEARING	DIST.	
L1	N 89°10'20" E	4.97'	
L2	S 00°49'38" E	217.02'	
L3	S 08°50'48" E	32.70'	
L4	N 00°52'50" E	38.15'	
L5	S 89°10'22" W	1.78'	
L6	N 00°49'06" W	211.28'	

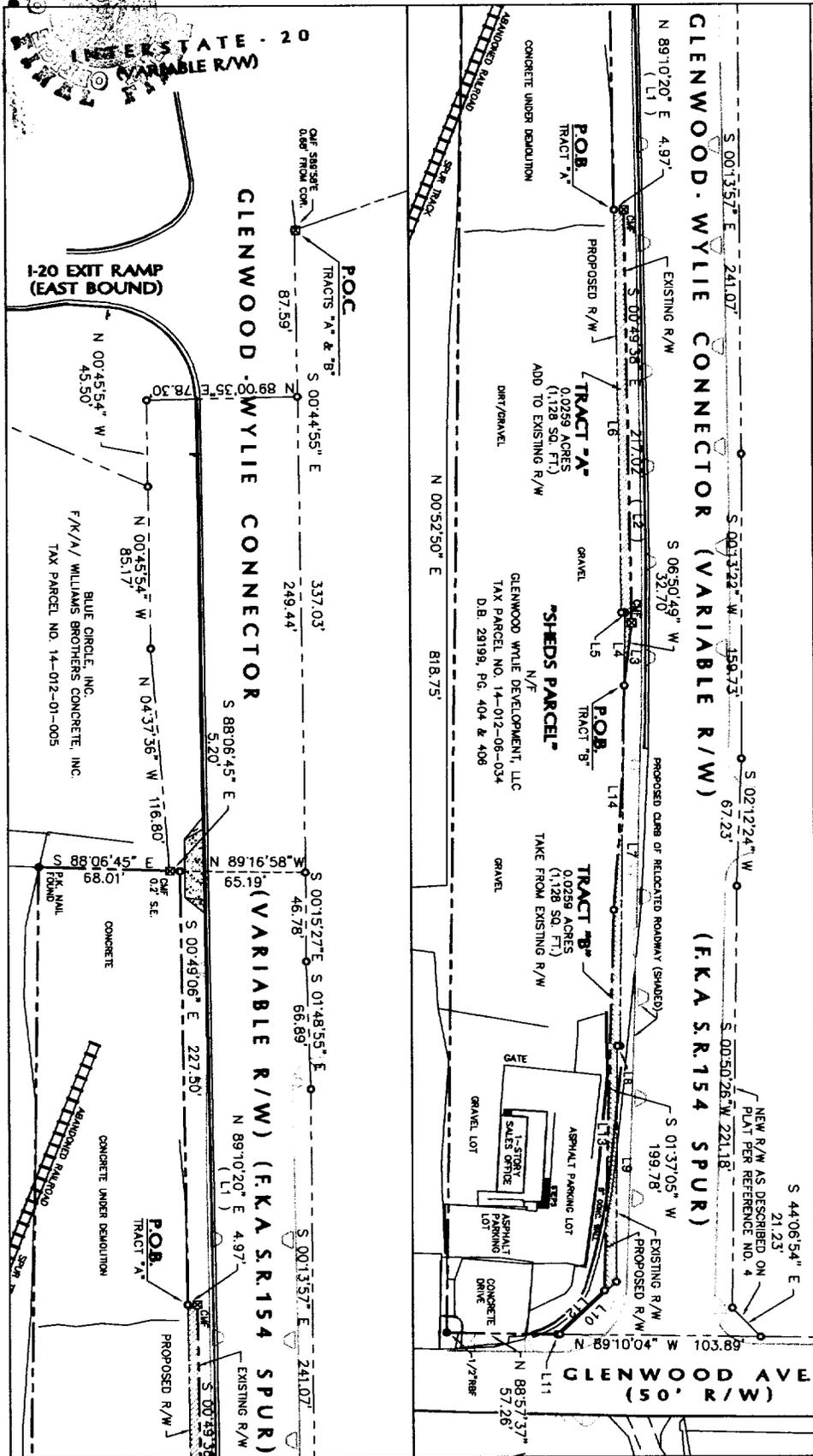
TRACT "B"			
0.0259 ACRES (1,128 SQ. FT.)			
LINE	BEARING	DIST.	
L7	S 00°52'50" W	189.28'	
L8	S 08°50'48" W	132.81'	
L9	S 48°32'30" W	40.70'	
L10	N 88°57'97" W	1.44'	
L11	N 48°37'05" E	33.57'	
L12	N 01°37'05" E	189.78'	
L13	N 01°37'05" E	189.78'	
L14	Chd: N 02°52'50" E	117.80'	

LEGEND

BC CMF CONCRETE MONUMENT FOUND
 P.O.C. REINFORCING BAR FOUND
 F.V.A. POINT OF BEGINNING FOUND
 F.V.A. POINT OF BEGINNING AS FOUND

STATEMENT OF INTENT:
 THE PURPOSE OF THIS PLAT IS TO EXHIBIT A NO-NET-CHANGE IN RIGHT-OF-WAY AREA, WHILE MAINTAINING THE ALIGNMENT PER PLAT CITED IN REFERENCE NO. 4.

ADD TO EXISTING RIGHT-OF-WAY TRACT "A" - 0.0259 AC
 TAKE FROM EXISTING RIGHT-OF-WAY TRACT "B" - 0.0259 AC



DATE	2-23-04
BY	LONG
FOR	OWNER
REVISION	
SHEET	1

GLENWOOD - WYLIE CONNECTOR

CITY OF ATLANTA
 JURISDICTIONAL RIGHT-OF-WAY PLAT - B

FALCON COUNTY
 GEORGIA

LONG

1775 The Exchange
 Suite 215
 Atlanta, Georgia 30339
 Tel 770.951.2495
 Fax 770.951.2496
 www.longeng.com

REV.	DATE	DESCRIPTION
REV.1	8-31-04	F/K/A S.R. 154 SPUR

		9-20-04 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 04-O-1500	41. 04-R-1575	62. 04-R-1608
2. 04-O-1501	42. 04-R-1576	63. 04-R-1609
3. 04-O-1502	43. 04-R-1578	64. 04-R-1610
4. 04-O-1503	44. 04-R-1579	65. 04-R-1611
5. 04-O-1504	45. 04-R-1633	66. 04-R-1612
6. 04-O-1505	46. 04-R-1653	67. 04-R-1614
7. 04-O-1631	47. 04-R-1593	68. 04-R-1615
8. 04-O-1508	48. 04-R-1594	
9. 04-O-1513	49. 04-R-1595	
10. 04-O-0165	50. 04-R-1596	
11. 04-O-1253	51. 04-R-1597	
12. 04-O-1255	52. 04-R-1598	
13. 04-O-1256	53. 04-R-1599	
14. 04-O-1259	54. 04-R-1600	
15. 04-O-1431	55. 04-R-1601	
16. 04-O-1442	56. 04-R-1602	
17. 04-O-1479	57. 04-R-1603	
18. 04-O-1480	58. 04-R-1604	
19. 04-O-1551	59. 04-R-1605	
20. 04-O-1552	60. 04-R-1606	
21. 04-O-1554	61. 04-R-1607	
22. 04-O-1625		
23. 04-O-1627		
24. 04-O-0770		
25. 04-R-1566		
26. 04-R-1568		
27. 04-R-1569		
28. 04-R-1630		
29. 04-R-1635		
30. 04-R-1650		
31. 04-R-1571		
32. 04-R-1632		
33. 04-R-1590		
34. 04-R-1616		
35. 04-R-1580		
36. 04-R-1581		
37. 04-R-1583		
38. 04-R-1584		
39. 04-R-1585		
40. 04-R-1574		

04-0-1631

(Do Not Write Above This Line)

AN ORDINANCE

BY COUNCIL MEMBERS *Natalyn Mosby Archibong*
NATALYN MOSBY ARCHIBONG
& CARLA SMITH

AN ORDINANCE TO EXCHANGE CERTAIN
AREAS OF EXISTING PUBLIC RIGHT-OF-WAY
AND ACCEPT THE DEDICATION OF REPLACEMENT
RIGHT-OF-WAY TO ALLOW THE RELOCATION OF
THE GLENWOOD-WYLIE CONNECTOR, S.E. AT THE
INTERSECTIONS OF GLENWOOD AVENUE (LAND
LOT 12 OF THE 14TH DISTRICT OF FULTON COUNTY)
NECESSITATED BY THE REALIGNMENT OF SAID
ROADWAY FOR INTERSECTION IMPROVEMENTS,
AND FOR OTHER PURPOSES.

ADOPTED BY

SEP 20 2004

COUNCIL

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

Date Referred *09/07/04*

Referred To: *City Utilities*

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee *City Utilities*
Date *September 14, 2004*
Chair *Harold Smith*
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
 Readings
 Consent
 V Vote
 RC Vote

CERTIFIED

CERTIFIED
 SEP 20 2004
 ATLANTA CITY COUNCIL PRESIDENT
John M. Parker

MAYOR'S ACTION

APPROVED

Phillip Thomas
SEP 28 2004

MAYOR