CITY COUNCIL
ATLANTA, GEORGIA

A RESOLUTION

BY CITY UTILITIES COMMITTEE

04-R -2130

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MID ATLANTIC PROPERTIES, INC. FOR THE CONSTRUCTION AND OPERATION OF TEMPORARY TIE-BACK SUPPORTS UNDER THE RIGHT-OF-WAY OF 10TH STREET; AND FOR OTHER PURPOSES.

WHEREAS, Mid Atlantic Properties, Inc. (a Georgia Corporation) proposes to construct a multi-story building on property known as 182 10th Street in the City of Atlanta, said property being in Land Lot 106, 17th District, Fulton County; and

WHEREAS, in order to facilitate the construction of the lower levels of the building it is necessary to construct temporary tie-back facilities under the Public Right-of-Way of 10th Street; and

WHEREAS, the City Attorney, the professional staff of Site Development, and the Commissioner of the Department of Watershed Management have reviewed the agreement and the plans for the proposed facilities, and have determined that said plans and agreement meet the technical requirements set forth in Section 138-24 (b) of the City of Atlanta Code of Ordinances;

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

Section 1. That the mayor is hereby authorized to enter into a Temporary Encroachment Agreement (Tie-Back Agreement), as outlined in Section 138, Article II of the City of Atlanta Code of Ordinances, with Mid Atlantic Properties, Inc. (the substance of which is set forth on Exhibit "A") for the construction, installation, operation, use, and maintenance of temporary tie-back facilities in the Public Right-of-Way of 10th Street.

Section 2. That Mid Atlanta Properties, Inc. shall indemnify the City and hold the City harmless form any and all claims arising from the construction, installation, operation, use, maintenance, and removal of said facilities.

Section 3. That this agreement shall not become binding upon the City and the City shall incur no liability upon the same until said agreement has been executed by the Mayor and delivered to the contracting parties.

Section 4. That any resolution or part of any resolution that may be in conflict, is hereby waived with regard to and to the extent of the conflict for this location only.

A true copy,
Rhonda Dauphin Johnson
Municipal Clerk, CMC

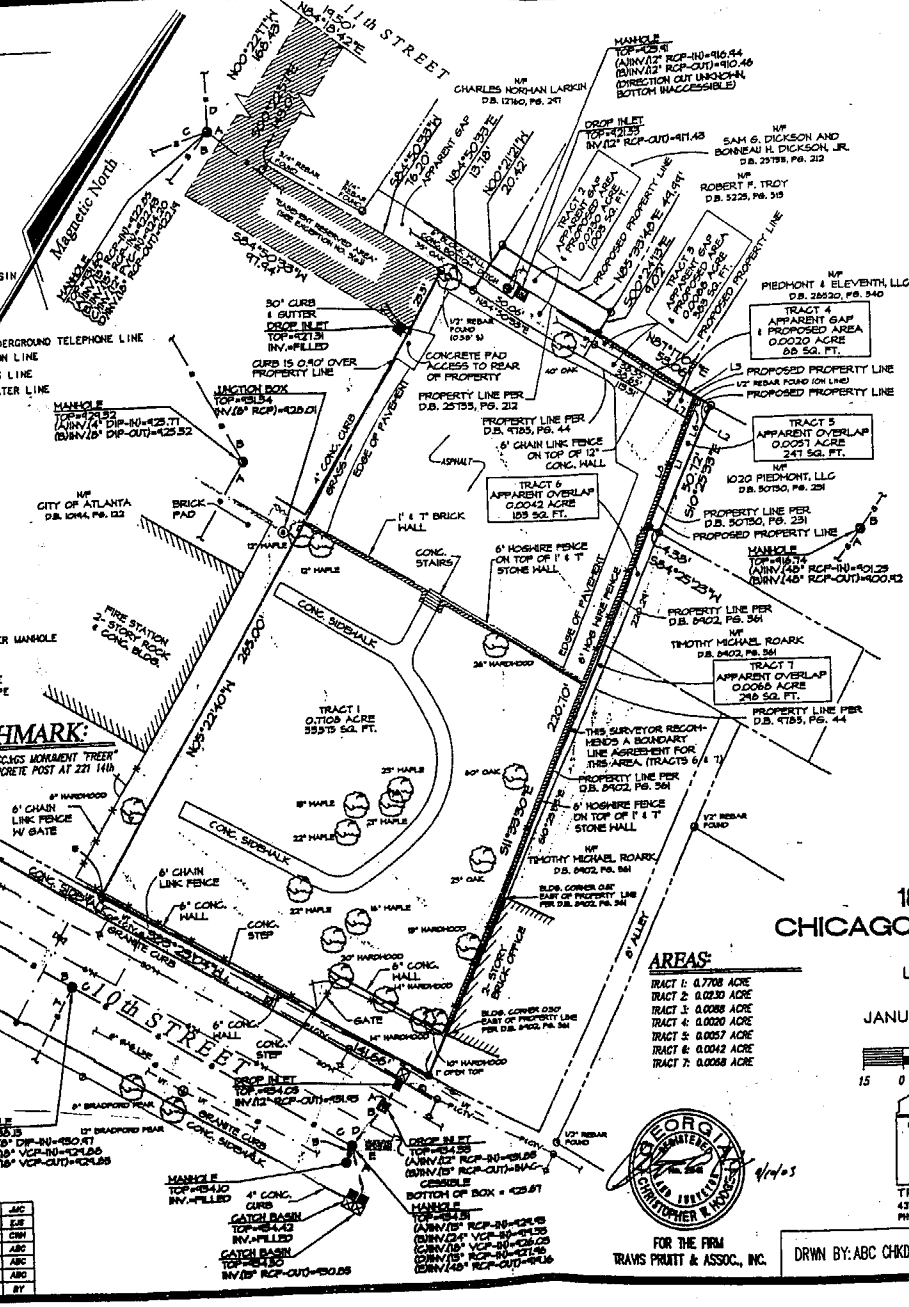
ADOPTED by the Council DEC 06, 2004
APPROVED by the Mayor DEC 10, 2004

LEGEND

⊘	POWER POLE
	POWER POLE W/ GUY WIRE
	POWER POLE W/LIGHT
	LANDSCAPE SPOTLIGHT
	FIRE HYDRANT
	GAS VALVE
	UTILITY MANHOLE
	WATER METER
	TREE (AS NOTED)
	IRON PIN FOUND (AS NOTED)
	IRON PIN SET
	SANITARY SEWER MANHOLE
	FENCE (AS NOTED)
	CITY OF ATLANTA CATCH BASIN
	DROP INLETS
	SIGN
—⊖—	OVERHEAD POWER LINE
—P—	APPROXIMATE LOCATION UNDERGROUND TELEPHONE LINE
—UT—	
—CTV—	OVERHEAD CABLE TELEVISION LINE
—G—	APPROXIMATE LOCATION GAS LINE
—W—	APPROXIMATE LOCATION WATER LINE
—S—	SANITARY SEWER LINE
	STORM SEWER LINE
TC	TOP OF CURB
BC	BOTTOM OF CURB
TW	TOP OF WALL
BW	BOTTOM OF WALL
S/W	SIDEWALK
N/F	NOW OR FORMERLY
D.B.	DEED BOOK
PG.	PAGE
	STRUCTURE
CONC.	CONCRETE
P.O.B.	POINT OF BEGINNING
TBM	TEMPORARY BENCHMARK
ELEV.	ELEVATION
INV.	INVERT
BLDG.	BUILDING
◉	JUNCTION BOX/STORM SEWER MANHOLE
	WATER VALVE
DIP	DUCTILE IRON PIPE
PVC	POLYVINYL CHLORIDE PIPE
RCP	REINFORCED CONCRETE PIPE
VCP	VITRIFIED CLAY PIPE

SOURCE OF BENCHMARK:

ELEVATIONS SHOWN HEREON ARE BASED UPON USC&GS MONUMENT "FREER" BEING A MONUMENT SET IN THE TOP OF THE CONCRETE POST AT 221 14th STREET. ELEVATION = 936.744



LINE TABLE		
LINE	BEARING	DISTANCE
L1	N11°33'30"W	51.09'
L2	N87°17'05"E	5.42'
L3	S00°24'13"E	10.77'
L4	S00°24'13"E	9.12'
L5	N87°17'05"E	9.09'
L6	S11°33'30"E	8.75'
L7	N84°50'33"E	10.82'
L8	N11°33'30"W	42.34'

REVISIONS			
NO.	DATE	DESCRIPTION	BY
6	9/10/03	MISCELLANEOUS (02001.4)	AJC
5	8/25/03	MISCELLANEOUS (02001.4)	EJS
4	8/29/02	TITLE BLOCK (02001.3)	CWH
3	8/28/02	UPDATE (02001.3)	ABC
2	8/19/02	UPDATE (02001.2)	ABC
1	8/14/02	MISCELLANEOUS	ABC

INFORMATION REGARDING THE REPUTED PRESENCE, SIZE, CHARACTER AND LOCATION OF EXISTING UNDERGROUND UTILITIES AND STRUCTURES IS SHOWN HEREON. THERE IS NO CERTAINTY OF THE ACCURACY OF THIS INFORMATION AND IT SHALL BE CONSIDERED IN THAT LIGHT BY THOSE USING THIS DRAWING. THE LOCATION AND ARRANGEMENT OF UNDERGROUND UTILITIES AND STRUCTURES SHOWN HEREON MAY BE INACCURATE AND UTILITIES AND STRUCTURES NOT SHOWN MAY BE ENCOUNTERED. THE OWNER, HIS EMPLOYEES, HIS CONSULTANTS AND HIS CONTRACTORS SHALL HEREBY DISTINCTLY UNDERSTAND THAT THE SURVEYOR IS NOT RESPONSIBLE FOR THE CORRECTNESS OR SUFFICIENCY OF THIS INFORMATION.

THIS PLAT WAS PREPARED FOR THE EXCLUSIVE USE OF THE PERSON, PERSONS, OR ENTITY NAMED IN THE CERTIFICATE HEREON. SAID CERTIFICATE DOES NOT EXTEND TO ANY UNNAMED PERSON WITHOUT AN EXPRESS RECERTIFICATION BY THE SURVEYOR NAMING SAID PERSON.

THIS MAP OR PLAT HAS BEEN CALCULATED FOR CLOSURE AND IS FOUND TO BE ACCURATE WITHIN 1 FOOT IN 70,510 FEET.

THIS PLAT HAS BEEN PREPARED USING A THEODOLITE READING DIRECTLY TO 5 SECONDS AND AN ELECTRONIC DISTANCE MEASURING DEVICE READING DIRECTLY TO 1, ONE HUNDREDTH OF A FOOT.

THE FIELD DATA UPON WHICH THIS MAP OR PLAT IS BASED HAS A CLOSURE PRECISION OF (1) FOOT IN 48,582 FEET AND AN ANGULAR ERROR OF 2 SECONDS PER ANGLE POINT, AND WAS ADJUSTED USING COMPASS RULE.

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THESE DRAWINGS AND THEIR REPRODUCTIONS ARE THE PROPERTY OF THE SURVEYOR AND MAY NOT BE REPRODUCED, PUBLISHED, OR USED IN ANY WAY WITHOUT THE WRITTEN PERMISSION OF THIS SURVEYOR.

THIS SURVEY WAS AUTHORIZED BY:

EPHRAIM SPIELMAN

SURVEY FIELDWORK PERFORMED ON JANUARY 3, 2002

REFERENCE DEED:

WARRANTY DEED FROM THE ATLANTA BOARD OF EDUCATION TO JAMES B. CUMMING RECORDED IN DEED BOOK 9785, PAGE 44.

REFERENCE PLATS:

1. SURVEY FOR CITY OF ATLANTA, PREPARED BY TRAVIS PRUITT & ASSOCIATES, P.C., DATED MAY 19, 1986, LAST REVISED JULY 2, 1986. (FN: 116-C-401A)
2. SURVEY FOR CITY OF ATLANTA, PREPARED BY TRAVIS PRUITT & ASSOCIATES, P.C., DATED MAY 19, 1986. (FN: 116-C-401B)
3. SURVEY FOR CITY OF ATLANTA, PREPARED BY TRAVIS PRUITT & ASSOCIATES, P.C., DATED MAY 19, 1986, RECORDED IN PLAT BOOK 164, PAGE 79.

BOUNDARY NOTE:

THIS SURVEYOR RECOMMENDS BOUNDARY LINE AGREEMENTS FOR THOSE AREAS NOTED AS "APPARENT GAP" AND "APPARENT OVERLAP".

TITLE EXCEPTIONS:

ALTA COMMITMENT FOR TITLE INSURANCE, PREPARED BY CHICAGO TITLE INSURANCE COMPANY, NO. 2-13817, DATED JUNE 3, 2002, SUBSEQUENTLY DATED AUGUST, 26, 2002, WAS REFERRED TO IN THE PREPARATION OF A PORTION OF THIS SURVEY.
3(c). RIPARIAN RIGHTS DO NOT AFFECT SUBJECT PROPERTY.
3(e). WARRANTY DEED TO THE CITY OF ATLANTA PER DEED BOOK 10194, PAGE 122, BENEFITS SUBJECT PROPERTY. ("EASEMENT GRANTED AREA" DOES NOT AFFECT SUBJECT PROPERTY. " EASEMENT RESERVED AREA" BENEFITS SUBJECT PROPERTY AND IS SHOWN HEREON.)

AREAS:

TRACT 1: 0.7708 ACRE
TRACT 2: 0.0230 ACRE
TRACT 3: 0.0088 ACRE
TRACT 4: 0.0020 ACRE
TRACT 5: 0.0057 ACRE
TRACT 6: 0.0042 ACRE
TRACT 7: 0.0068 ACRE

SURVEY FOR

182 TENTH, LLC. AND CHICAGO TITLE INSURANCE COMPANY

CITY OF ATLANTA
LAND LOT 106, 17th DISTRICT
FULTON COUNTY, GEORGIA

JANUARY 8, 2002 / SCALE: 1" = 30'

GRAPHIC SCALE - IN FEET

15 0 30 60 90 120

TPA
CONSULTANTS, ENGINEERS, SURVEYORS & LANDSCAPE ARCHITECTS
TRAVIS PRUITT AND ASSOCIATES, INC.
4317 PARK DRIVE • SUITE 400 • NORCROSS, GEORGIA 30093
PHONE: (770)416-7511 • FAX: (770)416-6739 • WWW.TRAVISPRUITT.COM

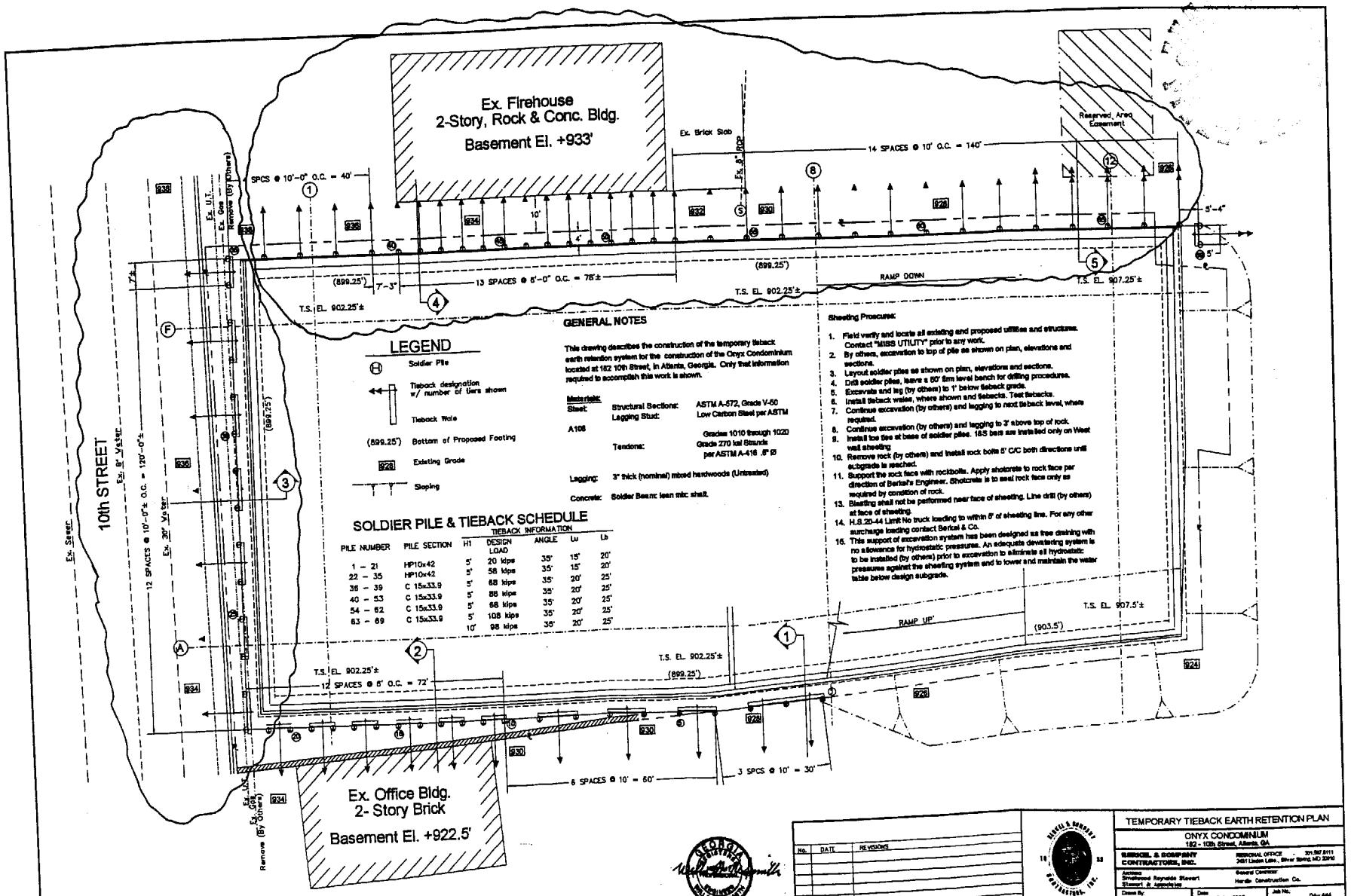
GEORGIA REGISTERED LAND SURVEYOR No. 2848 CHRISTOPHER W. HODGES

9/10/03

FOR THE FIRM
TRAVIS PRUITT & ASSOC., INC.

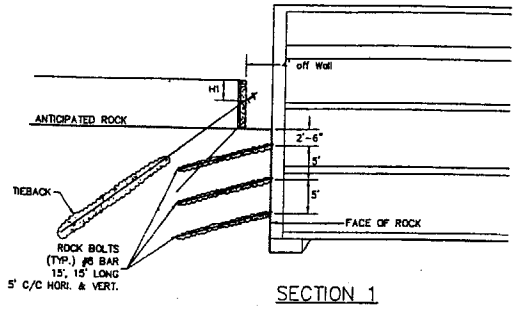
DRWN BY: ABC CHKD BY: EJS JN: 02001.4 CN: 02001BT1 PRN: 02001 WN: W-1727 FN: 116-C-2034

Exhibit B, page 1 of 1



No.	DATE	REVISIONS

Exhibit C, page 1 of 2



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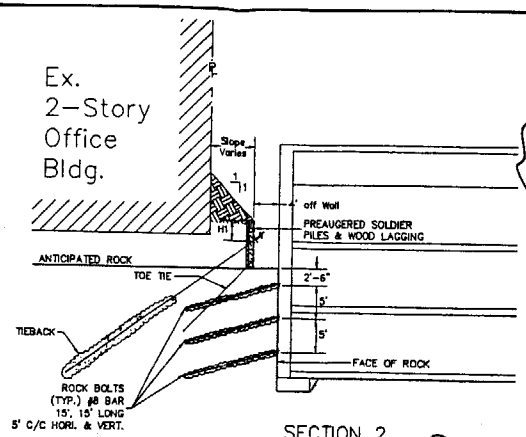
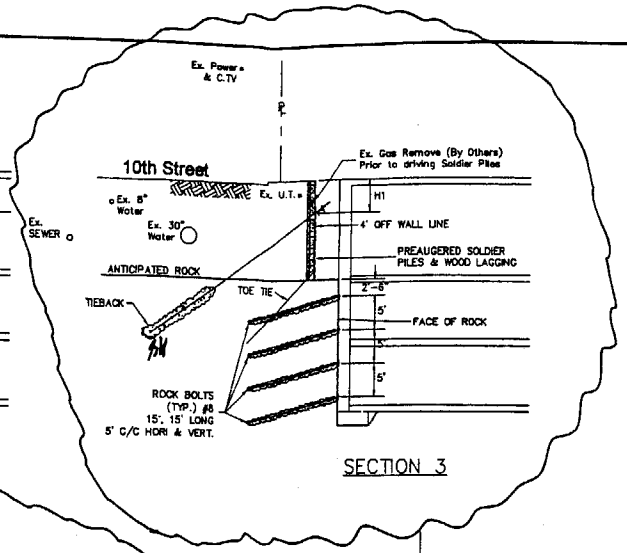


SECTION 2



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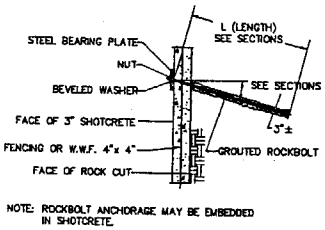
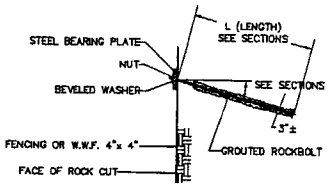


NOTE: ROCKBOLT ANCHORAGE MAY BE EMBEDDED IN SHOTCRETE.

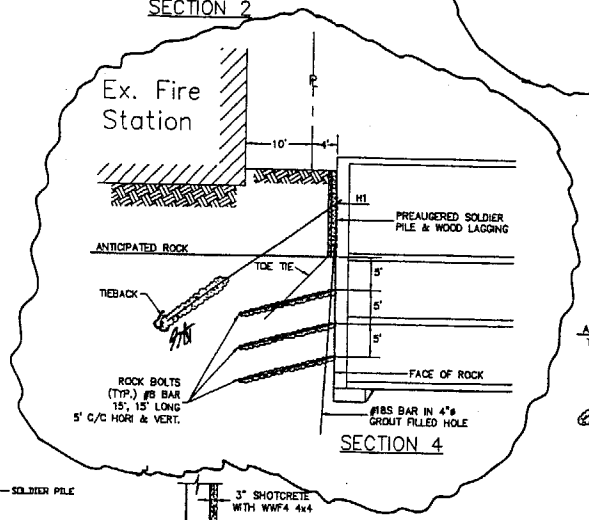
GROUTED ROCKBOLT w/ SHOTCRETE FACING DETAIL

N.T.S.



GROUTED ROCKBOLT BEARING AGAINST ROCK FACE

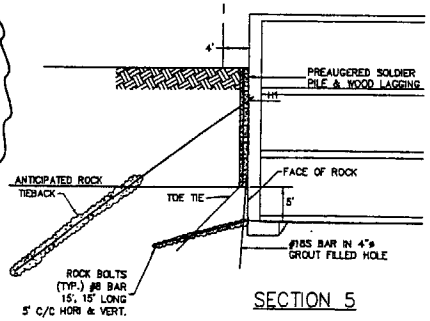
N.T.S.



SECTION 4

ALTERNATE SHOTCRETE DETAIL

N.T.S.



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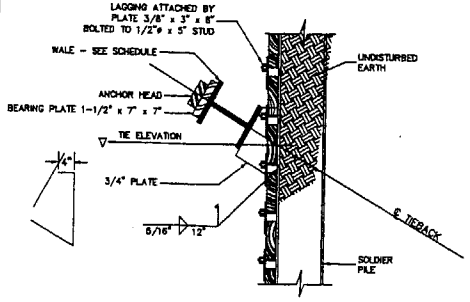
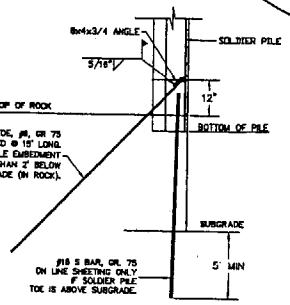


TEMPORARY WALE & LAGGING DETAIL

Not to Scale



TOE TIE DETAIL

N.T.S.

Exhibit C page 2 of 2

No.	DATE	REVISIONS

TEMPORARY TIEBACK EARTH RETENTION
SECTIONS & DETAILS

ONYX CONDOMINIUM
162 - 10th Street, Atlanta, GA

HERCEL & COMPANY CONTRACTORS, INC.
MAIN OFFICE - 301.587.2111
2401 Linden Lane, Silver Spring, MD 20910

Architect/Engineer: Southwood Reynolds Stewart Stewart & Associates
General Contractor: Hardin Construction Co.

Drawn By: SHOP DWGS 301.581.2788
Date: 31 Dec 2003
Job No.: 04-
Scale: 3/32" = 1'-0"
Dwg. No.: 2 of 3

RCS# 6311
12/06/04
5:21 PM

Atlanta City Council

Regular Session

CONSENT I

CONSENT I PG(S) 5-25 EXCEPT 04-O-2102
04-R-2231 04-R-2224 04-R-2203
ADOPT

YEAS:	13
NAYS:	0
ABSTENTIONS:	0
NOT VOTING:	3
EXCUSED:	0
ABSENT	0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	NV Norwood
Y Young	Y Shook	Y Maddox	NV Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

CONSENT I

			12-06-04 Council Meeting
ITEMS ADOPTED ON CONSENT	**ITEMS ADOPTED ON CONSENT**	**ITEMS ADOPTED ON CONSENT**	**ITEMS ADOPTED ON CONSENT**
1. 04-O-2043	42. 04-R-2128	83. 04-R-2186	104. 04-O-1989
2. 04-O-2044	43. 04-R-2129	84. 04-R-2187	105. 04-O-1990
3. 04-O-2045	44. 04-R-2130	85. 04-R-2188	106. 04-O-1991
4. 04-O-2046	45. 04-R-2131	86. 04-R-2189	107. 04-O-1992
5. 04-O-2098	46. 04-R-2132	87. 04-R-2199	108. 04-O-1993
6. 04-O-2099	47. 04-R-2209	88. 04-R-2200	109. 04-O-1994
7. 04-O-2100	48. 04-R-2210	**89.** 04-R-2201	110. 04-O-1995
8. 04-O-2110	49. 04-R-2211	**Items**	111. 04-O-1996
9. 04-O-2115	50. 04-R-2212	**Adversed on**	112. 04-O-1997
10. 04-O-1434	51. 04-R-2214	**Consent**	113. 04-O-2054
11. 04-O-1927	52. 04-R-2215	90. 04-R-2178	114. 04-O-2055
12. 04-O-1120	53. 04-R-2084	91. 04-R-2179	115. 04-O-2057
13. 04-O-1972	54. 04-R-2150	92. 04-R-2180	116. 04-O-2059
14. 04-O-2047	55. 04-R-2151	93. 04-R-2181	117. 04-O-2116
15. 04-O-0649	56. 04-R-2152	94. 04-R-2182	118. 03-R-1387
16. 04-O-1753	57. 04-R-2155	95. 04-R-2183	119. 04-R-2120
17. 04-O-1802	58. 04-R-2133	96. 04-R-2184	120. 04-R-2136
18. 04-O-1823	59. 04-R-2134	97. 04-R-2190	121. 04-R-2137
19. 04-O-2050	60. 04-R-2202	98. 04-R-2191	122. 04-R-2140
20. 04-O-2051	61. 04-R-2205	99. 04-R-2192	123. 04-R-2141
21. 04-O-2052	62. 04-R-2206	100. 04-R-2193	124. 04-R-2142
22. 04-O-2053	63. 04-R-2158	101. 04-R-2194	125. 04-R-2143
23. 04-O-2061	64. 04-R-2159	102. 04-R-2195	126. 04-R-2144
24. 04-O-2086	65. 04-R-2160	103. 04-R-2196	127. 04-R-2216
25. 04-O-2087	66. 04-R-2161		128. 04-R-2220
26. 04-O-2021	67. 04-R-2162		129. 04-R-2221
27. 04-O-2049	68. 04-R-2163		
28. 04-R-2145	69. 04-R-2164		
29. 04-R-2146	70. 04-R-2165		
30. 04-R-2147	71. 04-R-2166		
31. 04-R-2148	72. 04-R-2167		
32. 04-R-2149	73. 04-R-2168		
33. 04-R-2204	74. 04-R-2169		
34. 04-R-1970	75. 04-R-2170		
35. 04-R-2121	76. 04-R-2171		
36. 04-R-2122	77. 04-R-2172		
37. 04-R-2123	78. 04-R-2173		
38. 04-R-2124	79. 04-R-2174		
39. 04-R-2125	80. 04-R-2175		
40. 04-R-2126	81. 04-R-2176		
41. 04-R-2127	82. 04-R-2177		

04- R -2130

(Do Not Write Above This Line)

A RESOLUTION BY CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MID ATLANTIC PROPERTIES, INC. FOR THE CONSTRUCTION AND OPERATION OF TEMPORARY TIE-BACK SUPPORTS UNDER THE RIGHT-OF-WAY OF 10TH STREET; AND FOR OTHER PURPOSES.

ADOPTED BY

DEC 0 6 2004

COUNCIL

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

Date Referred

Referred To:

Date Referred

Refferred To:

Date Referred

Referred To:

First Reading

Committee

Date

Chair

Referred To

Committee	Committee
City Utilities	
Date: Nov. 30, 2004	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side) Other	Action: Fav, Adv, Hold (see rev. side) Other
Members	Members
Refer To	Refer To

Committee	Committee
Date	Date
Chair	Chair
Action: Fav, Adv, Hold (see rev. side) Other	Action: Fav, Adv, Hold (see rev. side) Other
Members	Members
Refer To	Refer To

FINAL COUNCIL ACTION

☐ 2nd ☐ 1st & 2nd Readings ☐ 3rd

☑ Consent ☐ V Vote ☑ RC Vote

CERTIFIED

CERTIFIED

DEC 0 6 2004

ATLANTIC CITY COUNCIL PRESIDENT

CERTIFIED

DEC 0 7 2004

MAYOR'S ACTION

Shirley Franklin

DEC 1 0 2004