





**AN ORDINANCE  
BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE**

**AN ORDINANCE BY COMMUNITY DEVELOPMENT/HUMAN RESOURCES COMMITTEE AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED CONVEYING THE CITY OF ATLANTA'S INTEREST IN PROPERTIES LOCATED AT 875 JOSEPH E. BOONE STREET, 881 JOSEPH E. BOONE STREET, 887 JOSEPH E. BOONE STREET AND 870 PROCTOR STREET IN ATLANTA, FULTON COUNTY, GEORGIA FOR THE CONSIDERATION OF ONE DOLLAR (\$1.00) TO THE ATLANTA/ FULTON COUNTY LAND BANK AUTHORITY FOR THE PUBLIC PURPOSE OF RETURNING THE PROPERTY TO AN EFFECTIVE UTILIZATION STATUS; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta (the "City") is the record owner of certain property located at 875 Joseph Boone Street, 881 Joseph Boone Street, 887 Joseph Boone Street, and 870 Proctor Street in Atlanta, Fulton County, Georgia (the "Property"); and

**WHEREAS**, the Property consists of vacant land lots; and

**WHEREAS**, the Atlanta/Fulton County Land Bank Authority ("LBA") has agreed to hold the Property in its inventory and to perform maintenance and prevent code violations from occurring while the Property is returned to an effective utilization status; and

**WHEREAS**, the City desires to convey the Property for the consideration of One Dollar (\$1.00), to the LBA for the public purpose of returning the Property to an effective utilization status in order to provide housing and jobs for the citizens of the city and county.

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

**SECTION 1:** That the Mayor is hereby authorized to execute a quitclaim deed conveying the City's interest in the Property, 875, 881 and 887 Joseph E. Boone Street and 870 Proctor Street for the consideration of One Dollar (\$1.00), to LBA for the public purpose of returning the Property to an effective utilization status in order to provide housing and jobs for the citizens of the city and county (the legal description of the Property is attached hereto as Exhibit A).

**SECTION 2:** That the City Attorney is directed to prepare the quitclaim deed for execution by the Mayor.

**SECTION 3:** That the quitclaim deed will not become binding on the City and the City will incur no obligation or liability under it until it has been executed by the Mayor and delivered to LBA.

**SECTION 4:** That all ordinances or parts of ordinances in conflict herewith are hereby waived for the purposes of this ordinance only, and only to the extent of the conflict.

A true copy,

*Rhonda Dauphin Johnson*  
Municipal Clerk

ADOPTED by the Atlanta City Council  
APPROVED as per City Charter Section 2-403

Sept. 19, 2011  
Sept. 28, 2011



## EXHIBIT "A"

All that tract or parcel of land lying and being in Land Lot 111 of the 14<sup>th</sup> District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at an iron pin located on the southerly right-of-way line of Proctor Street (a 35 foot right-of-way), 50.0 feet westerly, as measured along the southerly right-of-way line of Proctor Street, from the corner formed by the intersection of the southerly right-of-way line of Proctor Street with the westerly right-of-way line of Oliver Street (a 30 foot right-of-way); thence South 01 degrees 55 minutes 47 seconds west, 100.0 feet to an iron pin; thence North 89 degrees 41 minutes 57 seconds west, 25.0 feet to an iron pin thence South 01 degrees 40 minutes 56 seconds west, 100.0 feet to a point; thence south 89 degrees 57 minutes 23 seconds west, 25.0 feet to a point; thence South 01 degrees 40 minutes 56 seconds west, 50.0 feet to an iron pin; thence South 89 degrees 57 minutes 23 seconds west, 200.0 feet to an iron pin; thence North 01 degrees 47 minutes 53 seconds east, 250 feet to an iron pin located on the southerly right-of-way line of Proctor Street; thence North 89 degrees 59 minutes 26 seconds east, along the southerly right-of-way line of Proctor Street, 249.93 feet to an iron pin and the point of beginning.

All that tract or parcel of land lying and being in Land Lot 111 of the 14<sup>th</sup> District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at an iron pin located on the northerly right-of-way line of Simpson Street, 100.0 feet westerly, as measured along the northerly right-of-way line of Simpson Street, from the corner formed by the intersection of the northerly right-of-way line of Simpson Street with the westerly right-of-way line of Oliver Street (a 30 foot right-of-way); thence north 89 degrees 50 minutes 40 seconds west, along the northerly right-of-way line of Simpson Street, 67.0 feet to a point; thence North 01 degrees 39 minutes 20 seconds east, 103.0 feet to a point; thence North 89 degrees 50 minutes 40 seconds west, 67.0 feet to a point; thence South 01 degrees 39 minutes 20 seconds west, 103.0 feet to a point located on the northerly right-of-way line of Simpson Street, thence North 89 degrees 50 minutes 40 seconds west, along the northerly right-of-way line of Simpson Street, 60.0 feet to an iron pin; thence North 01 degrees 01 minutes 32 seconds east, 249.57 feet to an iron pin; thence North 89 degrees 57 minutes 23 seconds east, 200.0 feet to an iron pin; thence South 02 degrees 23 minutes 44 seconds west, 250.42 feet to and iron pin located on the northerly right-of-way line of Simpson Street and the point of beginning.

All that tract or parcel of land lying and being in Land Lot 111 of the 14<sup>th</sup> District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point located on the northerly right-of-way line of Simpson Street, 167.0 feet westerly, as measured along the northerly right-of-way line of Simpson Street, from the corner formed by the intersection of the northerly right of way line of Simpson Street with the westerly right-of-way line of Oliver Street (a 30 foot right-of-way); thence North 01 degrees 39 minutes 20 seconds east, 103.0 feet to a point; thence North 89 degrees 50 minutes 40 seconds west, 67.0 feet to a point; thence South 01 degrees 39 minutes 20 seconds west, 103.0 feet to a point located on the northerly right-of-way line of Simpson Street; thence South 89 degrees 50 minutes 40 seconds east, along the northerly right-of-way line of Simpson Street, 67.0 feet to a point and the point of beginning.

RCS# 1410  
9/19/11  
3:51 PM

Atlanta City Council

REGULAR SESSION

PROCEDURE

9/19/2011 CONSENT AGENDA SECTION 1  
EXCEPT 11-O-1241 AND 11-O-0740  
ADOPT

YEAS: 10  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 6  
EXCUSED: 0  
ABSENT 0

|            |             |           |             |
|------------|-------------|-----------|-------------|
| Y Smith    | Y Archibong | Y Moore   | Y Bond      |
| Y Hall     | NV Wan      | Y Martin  | NV Watson   |
| Y Young    | NV Shook    | Y Bottoms | NV Willis   |
| NV Winslow | Y Adrean    | Y Sheperd | NV Mitchell |

PROCEDURE

RCS# 1409  
9/19/11  
3:50 PM

Atlanta City Council

REGULAR SESSION

PROCEDURE 9/19/2011 CONSENT AGENDA SECTION 1

RECONSIDER

YEAS: 10  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 6  
EXCUSED: 0  
ABSENT 0

|            |             |           |             |
|------------|-------------|-----------|-------------|
| Y Smith    | Y Archibong | Y Moore   | Y Bond      |
| Y Hall     | NV Wan      | Y Martin  | NV Watson   |
| Y Young    | NV Shook    | Y Bottoms | NV Willis   |
| NV Winslow | Y Adrean    | Y Sheperd | NV Mitchell |

PROCEDURE



| <b>ITEMS ADOPTED ON<br/>CONSENT</b>  | <b>ITEMS ADOPTED ON<br/>CONSENT</b>   | <b>09-19-11<br/>ITEMS ADVERSED<br/>ON CONSENT</b>   |
|--|---|---|
| 1. 11-O-1239<br>2. 11-O-1240<br>3. 11-O-1361<br>4. 11-O-1362<br>5. 11-O-1363<br>6. 11-O-1364<br>7. 11-O-1243<br>8. 11-O-1268<br>9. 11-O-1242<br>10. 11-O-1261<br>11. 11-O-1249<br>12. 11-O-1251<br>13. 11-O-1267<br>14. 11-O-1295<br>15. 11-O-1250<br>16. 11-O-1357<br>17. 11-O-1098<br>18. 11-O-1225<br>19. 11-O-1226<br>20. 11-O-1227<br>21. 11-O-1353<br>22. 11-R-1313<br>23. 11-R-1347<br>24. 11-R-1348<br>25. 11-R-1349<br>26. 11-R-1350<br>27. 11-R-1352<br>28. 11-R-1054<br>29. 11-R-1325<br>30. 11-R-1326<br>31. 11-R-1327<br>32. 11-R-1356<br>33. 11-R-1317<br>34. 11-R-1318<br>35. 11-R-1012<br>36. 11-R-1304<br>37. 11-R-1305 | 38. 11-R-1306<br>39. 11-R-1307<br>40. 11-R-1308<br>41. 11-R-1309<br>42. 11-R-1310<br>43. 11-R-1328<br>44. 11-R-1329<br>45. 11-R-1330<br>46. 11-R-1331 | 47. 11-R-1332<br>48. 11-R-1333<br>49. 11-R-1334<br>50. 11-R-1335<br>51. 11-R-1336<br>52. 11-R-1337<br>53. 11-R-1338<br>54. 11-R-1339<br>55. 11-R-1340<br>56. 11-R-1341<br>57. 11-R-1342<br>58. 11-R-1343<br>59. 11-R-1344 |