

11-0-1805

(Do Not Write Above This Line)

AN ORDINANCE BY CITY UTILITIES COMMITTEE

AN ORDINANCE AUTHORIZING THE RELEASE OF A CERTAIN SANITARY SEWER EASEMENT, SAID EASEMENT BEING LOCATED ON THE PROPERTY KNOWN AS 2690 METROPOLITAN PARKWAY, ATLANTA, GEORGIA; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE A QUITCLAIM DEED OR OTHER DOCUMENTS NECESSARY TO EFFECTUATE SUCH RELEASE; AND FOR OTHER PURPOSES.

ADOPTED BY JTM

JAN 17 2012

COUNCIL

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

Date Referred 1/8/12

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading  
Committee Date City Utilities  
Chair John Kelly  
Referred To City Utilities

City Committee 1/4/12  
Date 1/10/2012  
Chair John Kelly  
Action Fav, Adv, Hold (see rev. side) Other

Members

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

Second Reading  
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

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

**CERTIFIED**

JAN 17 2012

ATLANTA CITY COUNCIL PRESIDENT

*[Signature]*

**CERTIFIED**

JAN 17 2012

*Ronald Douglas Johnson*  
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JAN 26 2012

WITHOUT SIGNATURE BY OPERATION OF LAW



**AN ORDINANCE  
BY CITY UTILITIES COMMITTEE**

11-0-1805

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**WHEREAS**, the Hutton Company, LLC ("Owner") is the owner of certain property located in Land Lot 92 of the 14<sup>th</sup> District of Fulton County, Georgia, having an address of 2690 Metropolitan Parkway, Atlanta, Georgia ("Property"); and

**WHEREAS**, the City of Atlanta currently holds an easement interest in the Property for a sanitary sewer, said easement being recorded in Deed Book 1586, Page 446, dated April 22, 1936 in the records of Fulton County, Georgia ("Easement"); and

**WHEREAS**, the Owner requested the City to release the Easement as to the Property because there is no public sanitary sewer or other sewer improvements located on the Property; and

**WHEREAS**, upon researching the City's facilities and the Property, the City, by and through the Department of Watershed Management, has determined that there is no public sanitary sewer or other public sewer facilities located on the Property and, as such, recommends releasing the Easement, but only to the extent that such easement encumbers the Property.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS  
as follows:**

**Section 1.** That there being no identifiable public purpose in maintaining the City's interests in the Easement, with no identifiable use for sewer purposes and no facilities being located on the Property, the Mayor, or his designee, is hereby authorized to execute a Quitclaim Deed or other appropriate documentation to release the Easement, but only to the extent that said Easement encumbers or affects the Property.

**Section 2.** That the City Attorney is directed to prepare appropriate documentation to effect to release the Easement in accordance with the intent of this Ordinance.

**Section 3.** That all other interests held by the City of Atlanta on or affecting the Property not expressly authorized for release in this ordinance shall remain in effect and unchanged.

**Section 4.** That all ordinances or parts of ordinances in conflict with this ordinance are hereby waived to the extent of the conflict.

A true copy,

A handwritten signature in black ink, appearing to read "Lisa A. ...", written over the text "A true copy," and "Deputy Clerk".

Deputy Clerk

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

JAN 17, 2012  
JAN 26, 2012



<b>ITEMS ADOPTED ON CONSENT</b>	<b>ITEMS ADOPTED ON CONSENT</b>	<b>01-17-12 ITEMS ADVERSED ON CONSENT</b>
1. 11-O-1805 2. 11-O-1806 3. 11-O-1807 4. 11-O-1808 5. 11-O-1809 6. 11-O-1810 7. 11-O-1509 8. 12-O-0076 9. 11-O-1813 10. 11-O-1820 11. 12-O-0071 12. 12-O-0078 13. 12-R-0011 14. 11-R-1627 15. 11-R-1716 16. 11-R-1812 17. 12-R-0014 18. 12-R-0015 19. 12-R-0072 20. 12-R-0073 21. 12-R-0074 22. 12-R-0075 23. 12-R-0050 24. 12-R-0051 25. 12-R-0052 26. 12-R-0053 27. 12-R-0056 28. 12-R-0063 29. 12-R-0064 30. 12-R-0066 31. 12-R-0068 32. 12-R-0018 33. 12-R-0019 34. 12-R-0020 35. 12-R-0021	36. 12-R-0022 37. 12-R-0023 38. 12-R-0024 39. 12-R-0025 40. 12-R-0026 41. 12-R-0027 42. 12-R-0028 43. 12-R-0029 44. 12-R-0030 45. 12-R-0031 46. 12-R-0032 47. 12-R-0033 48. 12-R-0034 49. 12-R-0035 50. 12-R-0036 51. 12-R-0037 52. 12-R-0038 53. 12-R-0039 54. 12-R-0040 55. 12-R-0041	56. 12-R-0042 57. 12-R-0043 58. 12-R-0044 59. 12-R-0045