

12-2-0090
 (Do Not Write Above This Line)

A RESOLUTION
 BY CITY UTILITIES COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR
 TO ENTER INTO A WATER SERVICE AREA
 AGREEMENT WITH THE CITY OF COLLEGE
 PARK TO BE INCLUDED IN THE FULTON
 COUNTY SERVICE DELIVERY AGREEMENT,
 AND FOR OTHER PURPOSES.

ADOPTED BY

FEB 06 2012

COUNCIL

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

Date Referred
 Referred To:
 Date Referred
 Referred To:
 Date Referred
 Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

257 Committee
 Date 3/1/2012
 Chair *[Signature]*

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

Members

[Signatures]

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
 FEB 06 2012

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

CERTIFIED
 FEB 06 2012

[Signature]
 MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

FEB 15 2012

WITHOUT SIGNATURE
 BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

12-*R*-0090

**A RESOLUTION BY
CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A WATER SERVICE AREA AGREEMENT WITH THE CITY OF COLLEGE PARK TO BE INCLUDED IN THE FULTON COUNTY SERVICE DELIVERY AGREEMENT; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("Atlanta") is a water service provider to its customers within portions of the City of College Park; and

WHEREAS, the City of College Park ("College Park") is a water service provider within the City of College Park for the remaining area not served by Atlanta; and

WHEREAS, College Park and Atlanta desire to enter into an agreement in substantial form as the agreement attached as **Exhibit "A"** to this resolution for the purpose of detailing the respective water service areas of College Park and Atlanta within the jurisdictional limits of the City of College Park, in accordance with the Georgia Service Delivery Act, O.C.G.A. § 36-70-20, *et seq.*; and it is the intent of the parties that this service agreement be incorporated into the Fulton County Service Delivery Strategy, as may be adopted by Fulton County and affected municipalities; and

WHEREAS, the Commissioner of the Department of Watershed Management recommends entering into a service area agreement with the City of College Park for these purposes.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES that the Mayor is authorized to enter into a water service area agreement with the City of College Park for the purpose of delineating the respective water service areas for the City of Atlanta and the City of College Park in substantial form as the agreement attached as **Exhibit "A"**.

BE IT FURTHER RESOLVED, that the Agreement 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, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to the City of College Park.

BE IT FURTHER RESOLVED, that the water service area agreement shall be incorporated into the Fulton County Service Delivery Strategy, as may be adopted by Fulton County and affected municipalities.

BE IT FINALLY RESOLVED, that all resolutions in conflict with this resolution shall be waived to the extent of the conflict.

A true copy,

Deputy Municipal Clerk

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

Feb. 06, 2012
Feb. 15, 2012



- All properties within the Hartsfield Jackson Atlanta International “Airport Boundaries,” as designated by the Airport Layout Plan, dated 1/22/09 (“Airport Layout Plan”), which is attached as **Exhibit “B”** shall be served by Atlanta; except that any area west of presently existing Interstate 85 or south of presently existing Interstate 285, including the facility known as the Rental Car Center or CONRAC facility, shall be served by College Park.
- Upon satisfaction of the condition contained below, those properties lying within the “Proposed Airport Boundaries,” designated by the Airport Layout Plan shall be served by Atlanta. By Agreement, dated March 15, 2000, the City of College Park transferred certain infrastructure to the City of Atlanta to partially accommodate future Airport expansion. Such expansion has not yet occurred, and College Park water customers still exist within this area, which area is designated and defined as the “Additional Take Area” in the intergovernmental agreement between Atlanta and College Park, and the College Park Business and Industrial Development Authority, dated March 16, 2000 (“Additional Take Area”). Atlanta has future plans to remove such customers from College Park’s water system and to redevelop this area as an Airport use area; however, until such time as Atlanta redevelops the Additional Take Area for airport purposes and installs its own water distribution system therein, water customers within this area shall continue to be served by College Park.
- To the extent that HJAIA expands south of presently existing Interstate 285 or east of presently existing Interstate 85, College Park shall serve such airport properties lying outside said boundaries, unless otherwise agreed upon in writing by the parties; provided, however, that if College Park certifies in writing to the City of Atlanta that it does not have water capacity to service the needs of any future facility according to the needs reasonably identified by the City of Atlanta; otherwise, the City of Atlanta shall serve such properties.
- It is further acknowledged that the City of Atlanta serves unincorporated Fulton County as part of its retail water service area. To the extent that areas of Fulton County are annexed within the limits of the City of College Park subsequent to the date of this Agreement, such areas shall remain the retail service area of the City of Atlanta, unless otherwise agreed in writing by Atlanta and College Park. Such agreements shall be made between the City of Atlanta and the City of College Park outside the formal Service Delivery Strategy updates but shall be incorporated into any updated Service Delivery Strategies upon Fulton County taking such action under the Service Delivery Act.

[SIGNATURES ON THE FOLLOWING PAGE]



CITY OF COLLEGE PARK

Mayor

Attest:

_____(seal)
Municipal Clerk

CITY OF ATLANTA

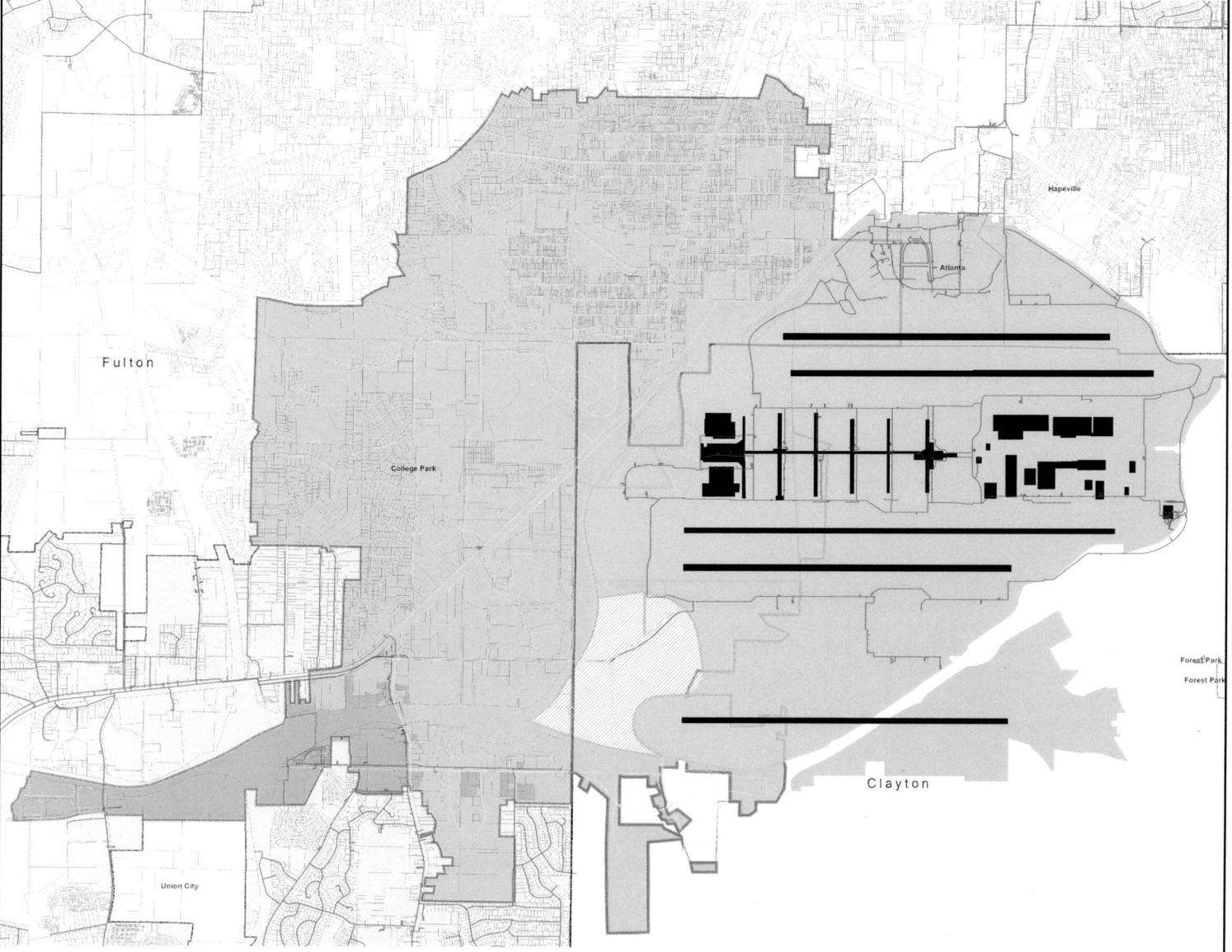
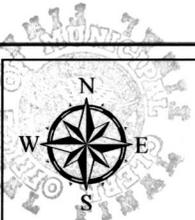
Mayor

Attest:

_____(seal)
Municipal Clerk

Approved as to Form:

City Attorney



	College Park Water Main
	COA Water Main
	Additional Take Area per 2000 COA-CP Agreement
	Atlanta
	Unincorporated Fulton Co. (Atlanta Water Service Area)
	College Park 1999 Annexation
	College Park 2006 Annexation
	Parcel Digest 2009
	County
	City

Water Customers and Water Mains in City of Atlanta and College Park



CITY OF ATLANTA
DEPARTMENT OF WATERSHED MANAGEMENT



THIS MAP IS PROVIDED AS A PUBLIC SERVICE

The City of Atlanta has made known that this Data contains known errors and inconsistencies. The city of Atlanta in no way ensures, represents or warrants the accuracy and/or reliability of the Data and/or map products being developed. The user of the Data and/or map products assumes all risks and liabilities which may arise from the information produced by Maps or Data furnished to User by the City of Atlanta.

COORDINATE SYSTEM: NAD 1983 STATE PLANE GEORGIA WEST	
MAP UNITS: U.S. SURVEY FEET	
SCALE: 1:12,600	MAP SHEET #: 1 of 1
DATE: 07/01/2010	MAP PROJECT #: 001





SERVICE DELIVERY AGREEMENT

Service: Water (Collection, Distribution and Treatment)

Parties: College Park and City of Atlanta

Agreement:

This agreement is entered into this ___ day of ___, 2012 by and between the City of Atlanta, a political subdivision of the State of Georgia and the City of College Park, a political subdivision of the State of Georgia.

WHEREAS, the City of Atlanta ("Atlanta") is a water service provider within portions of the City of College Park;

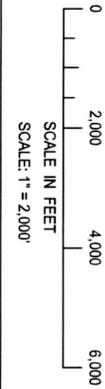
WHEREAS, the City of College Park ("College Park") is a water service provider within the City of College Park not served by Atlanta;

WHEREAS, College Park and Atlanta desire to enter into this agreement for the purpose of detailing the respective water service areas of College Park and Atlanta within the jurisdictional limits of the City of College Park, in accordance with the Georgia Service Delivery Act, O.C.G.A. § 36-70-20, *et seq.*; and it is the intent of the parties that this service agreement be incorporated into the Fulton County Service Delivery Strategy, as may be adopted by Fulton County and affected municipalities subsequent to this Agreement.

The Agreement of the parties is as follows:

Water customers within the municipal limits of College Park, as such municipal limits exist as of the date of this updated service agreement, as of the date written in above, shall be served by the City of College Park, except as provided below:

- All existing water customers located within the City of College Park currently served by the City of Atlanta, as depicted on the water service area map, dated July 1, 2010 and attached as **Exhibit "A"** ("Water Service Map") shall be served by Atlanta.
- All future water customers located within the areas depicted as "City of Atlanta Water Service Area" on the Water Service Map shall be served by Atlanta.
- All water service provided by Atlanta or by College Park to their customers shall include the supply, treatment, and distribution of potable water to such customers and billing and collection for such services.
- Absent any intentional or knowing act of a party to encroach on the service area of another, the service provider on the date of this agreement of a particular service location not identified in **Exhibit "A"** or mistakenly identified in **Exhibit "A"** shall be the party actually providing service on the date of this agreement; and **Exhibit "A"** shall be updated by the parties to reflect any such mistakes or omissions. Such updates shall constitute an amendment to this Agreement by reference. To the extent that a party identifies an unauthorized tap into its water system placed subsequent to the date of this agreement, the party from whom the customer has obtained unauthorized service water may claim recovery as the service provider and may pursue all appropriate actions against any such illegal action.



**Hartfield-Jackson
Atlanta International Airport**

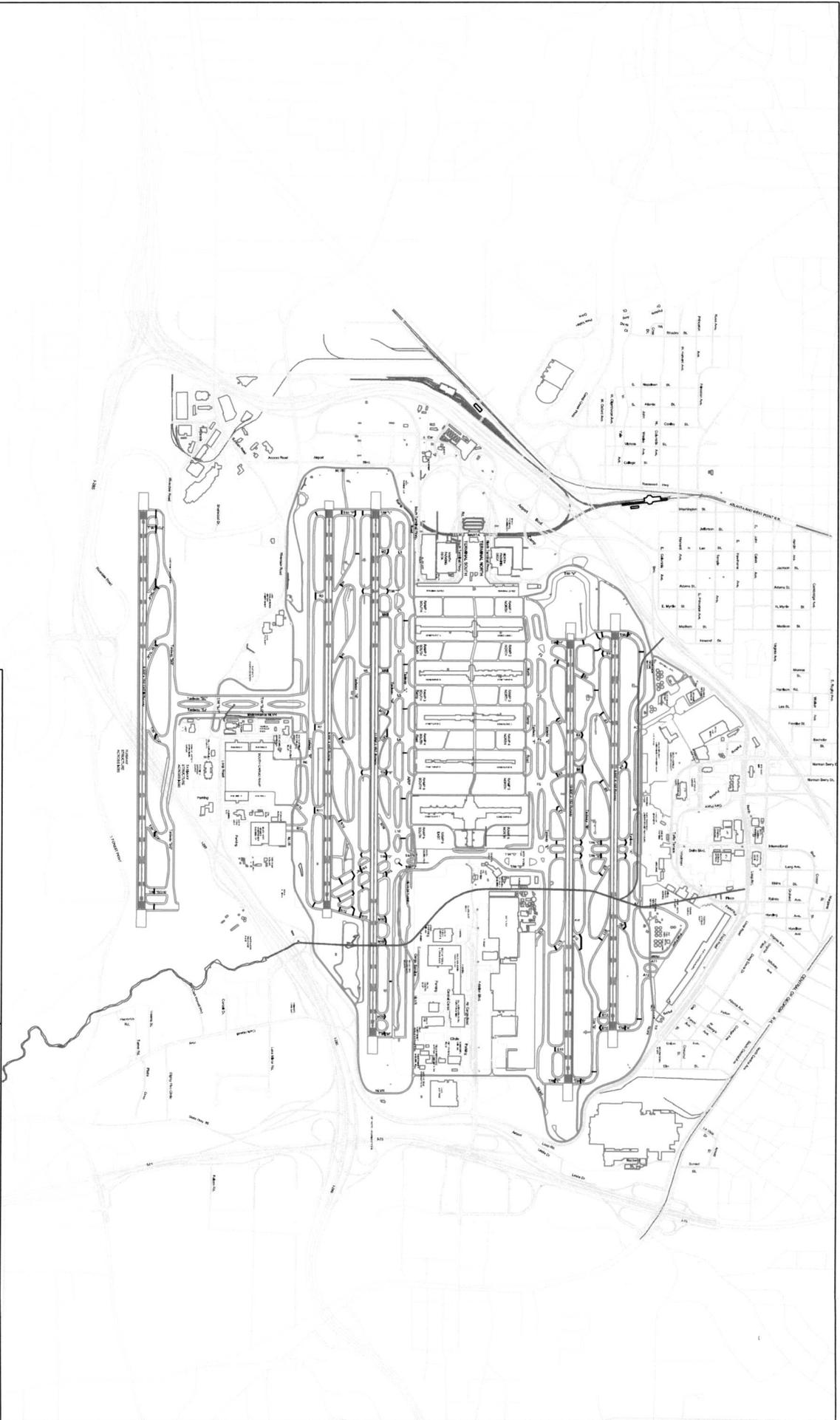
AIRPORT LAYOUT PLAN

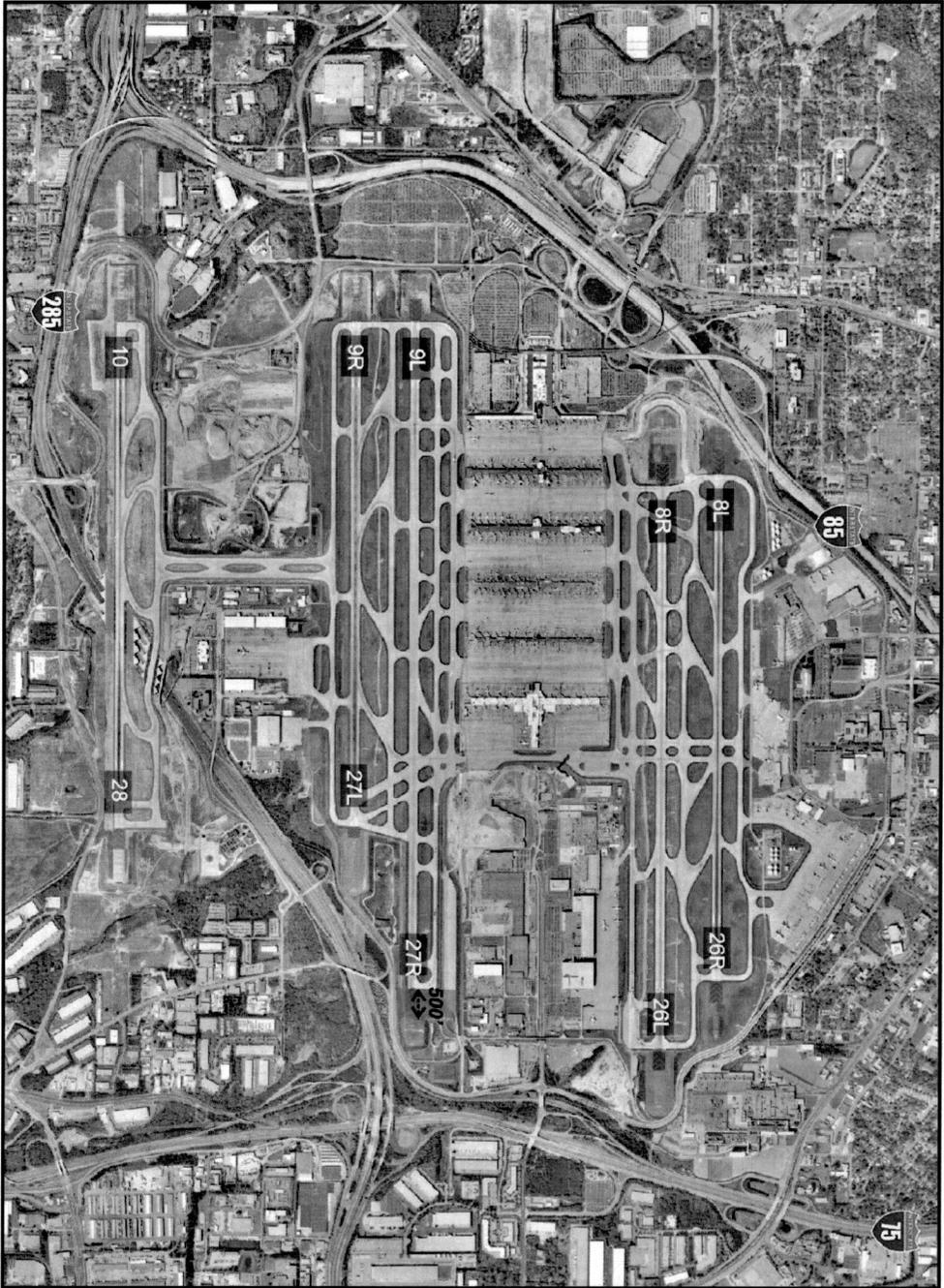
HARTSFIELD - JACKSON ATLANTA INTERNATIONAL AIRPORT

SCALE: 1" = 2,000'

DATE: 1/22/2009

FIGURE 4.3





LEGEND:


 EXTEND RUNWAY 9L - 27R



Hartsfield-Jackson
Atlanta International Airport

HARTSFIELD - JACKSON ATLANTA INTERNATIONAL AIRPORT
**PROPOSED PROJECT CONSTRUCTION
COMPONENT LOCATION MAP**

SCALE: N.T.S.

DATE: 1/22/2009

FIGURE 4-1

RCS# 1724
2/06/12
2:43 PM

Atlanta City Council

CONSENT I

02/06/2012 AGENDA SECTION I

ADOPT

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 3

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

CONSENT I

		02-06-12
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSED ON CONSENT
1. 12-O-0010	36. 12-R-0113	44. 12-R-0121
2. 10-O-1808	37. 12-R-0114	45. 12-R-0122
3. 11-O-1540	38. 12-R-0115	46. 12-R-0123
4. 12-O-0013	39. 12-R-0116	47. 12-R-0124
5. 12-O-0080	40. 12-R-0117	48. 12-R-0125
6. 12-O-0087	41. 12-R-0118	49. 12-R-0126
7. 12-O-0046	42. 12-R-0119	50. 12-R-0127
8. 12-O-0047	43. 12-R-0120	51. 12-R-0128
9. 12-O-0048		52. 12-R-0129
10. 12-O-0077		53. 12-R-0130
11. 12-O-0054		54. 12-R-0131
12. 12-O-0055		55. 12-R-0132
13. 12-O-0057		56. 12-R-0133
14. 12-O-0061		57. 12-R-0134
15. 12-O-0062		58. 12-R-0135
16. 12-O-0085		59. 12-R-0136
17. 11-R-1132		60. 12-R-0137
18. 12-R-0089		61. 12-R-0138
19. 12-R-0090		62. 12-R-0139
20. 12-R-0091		63. 12-R-0140
21. 12-R-0092		64. 12-R-0141
22. 12-R-0154		65. 12-R-0142
23. 11-R-1581		66. 12-R-0143
24. 12-R-0083		67. 12-R-0144
25. 12-R-0086		68. 12-R-0145
26. 12-R-0110		69. 12-R-0146
27. 12-R-0111		70. 12-R-0147
28. 12-R-0148		
29. 12-R-0149		
30. 12-R-0106		
31. 12-R-0107		
32. 12-R-0108		
33. 12-R-0109		
34. 12-R-0096		
35. 12-R-0097		