

12-0960

(Do Not Write Above This Line)

AN ORDINANCE BY
 COUNCIL MEMBER IVORY YOUNG
 AUTHORIZING THE
 MAYOR, PURSUANT TO ATLANTA CODE OF
 ORDINANCES CHAPTER 2, ARTICLE X,
 DIVISION 14, SUBDIVISION II, SECTION 2-
 1544, TO EXECUTE APPROPRIATE
 DOCUMENTS ACCEPTING A DONATION
 FROM THE ATLANTA DEVELOPMENT
 AUTHORITY D.B.A. INVEST ATLANTA OF
 APPROXIMATELY 4.7 ACRES OF LAND AS
 MORE PARTICULARLY DESCRIBED IN
 EXHIBIT "A" ATTACHED HERETO FOR THE
 PURPOSE OF DEVELOPING THE
 APPROXIMATELY SIXTEEN-ACRE
 HISTORIC MIMS PARK; AND AUTHORIZING
 THE PAYMENT OF OUTSTANDING
 ENCUMBRANCES, FEES AND OTHER
 COSTS IN CONNECTION WITH DUE
 DILIGENCE, ACCEPTANCE AND
 DEVELOPMENT OF THE PROPERTY IN AN
 AMOUNT NOT TO EXCEED FOUR HUNDRED
 EIGHTY EIGHT THOUSAND THREE
 HUNDRED EIGHTY SIX DOLLARS AND TEN
 CENTS (\$488,386.10); AND DIRECTING THAT
 ALL FEES AND COSTS BE CHARGED TO AND
 PAID FROM THE ACCOUNTS LISTED
 BELOW; AND FOR OTHER PURPOSES.

Substitute

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

Date Referred 7/2/12

Referred To: Fin/Exec

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred To _____

Committee _____
 Date 7/1/12
 Chair _____
 Members _____

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

Refer To

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

CERTIFIED

CERTIFIED
 JUL 16 2012

ATLANTA CITY COUNCIL PRESIDENT

[Signature]

CERTIFIED
 JUL 16 2012

[Signature]
MUNICIPAL CLERK

MAYOR'S ACTION

APPROVED

JUL 25 2012

WITHOUT SIGNATURE
BY OPERATION OF LAW



CITY COUNCIL
ATLANTA, GEORGIA

12-O-0960

**AN ORDINANCE BY
COUNCILMEMBERS IVORY YOUNG, JR., ALEX WAN, MICHAEL J. BOND,
KWANZA HALL, C.T. MARTIN, CLETA WINSLOW, H. LAMAR WILLIS,
YOLANDA ADREAN, FELICIA A. MOORE, NATALYN ARCHIBONG AND
CARLA SMITH**

AS SUBSTITUTED(#2) BY FULL COUNCIL

A SUBSTITUTE ORDINANCE AUTHORIZING THE MAYOR, PURSUANT TO ATLANTA CODE OF ORDINANCES CHAPTER 2, ARTICLE X, DIVISION 14, SUBDIVISION II, SECTION 2-1544, TO EXECUTE APPROPRIATE DOCUMENTS ACCEPTING A DONATION FROM THE ATLANTA DEVELOPMENT AUTHORITY D.B.A. INVEST ATLANTA OF APPROXIMATELY 4.7 ACRES OF LAND AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO FOR THE PURPOSE OF DEVELOPING THE APPROXIMATELY SIXTEEN-ACRE HISTORIC MIMS PARK; AND AUTHORIZING THE PAYMENT OF OUTSTANDING ENCUMBERANCES, FEES AND OTHER COSTS IN CONNECTION WITH DUE DILIGENCE, ACCEPTANCE AND DEVELOPMENT OF THE PROPERTY IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED EIGHTY EIGHT THOUSAND THREE HUNDRED EIGHTY SIX DOLLARS AND TEN CENTS (\$488,386.10); AND DIRECTING THAT ALL FEES AND COSTS BE CHARGED TO AND PAID FROM THE ACCOUNTS LISTED BELOW; AND FOR OTHER PURPOSES.

WHEREAS, in the late 19th century, Mims Park was donated to the City of Atlanta (the "City") by former Mayor Livingston Mims. Mims Park was eliminated by the construction of Bethune Elementary School. Rodney Mims Cook Jr., a descendant of Livingston Mims has a desire to re-build the park on approximately sixteen acres of mostly-vacant land in the Westside TAD Neighborhood Area, two blocks from the original Mims Park location, as shown on Exhibit B attached hereto ("Historic Mims Park" or the "Park"); and

WHEREAS, the City has received a proposal from the National Monuments Foundation ("NMF"), a public non-profit organization of which Rodney Mims Cook Jr., is the founder and president. Pursuant to the proposal, the City would lease the Park property to NMF, and NMF would develop, construct, complete and maintain the Park at no cost to the City. The Park will be owned by the City, and title to all improvements made by NMF, which may total approximately Fifty Five Million Dollars (\$55,000,000.00), will vest in the City, except that NMF will retain ownership of any stand-alone statues and sculptures. The lease agreement between the City and NMF is described and authorized in separate legislation; and



WHEREAS, the Park will be: 1) bordered by Joseph E. Boone Boulevard on the north and Elm Street on the west; and 2) bordered on the southern and eastern perimeters by Spencer Street between Elm and Vine Streets, Vine Street between Spencer and Thurmond Streets, Thurmond Street between Vine and Walnut Streets, and Walnut Street between Thurmond Street and Joseph E. Boone Boulevard; and

WHEREAS, approximately 4.7 acres of the property that is to become the Park, divided into 13 parcels, are owned by the Atlanta Development Authority d.b.a. Invest Atlanta (hereafter referred to as “Invest Atlanta”) as identified on Exhibit A attached hereto (the “IA Parcels”); and

WHEREAS, Invest Atlanta desires to donate to the City and the City desires to accept the donation of the IA Parcels which will be placed under the purview of the Department of Parks, Recreation and Cultural Affairs (“DPRCA”) and used for the future development of the Park; and

WHEREAS, Invest Atlanta’s donation of the IA Parcels to the City is expressly conditioned upon the City’s agreement to retain ownership of the IA Parcels in perpetuity; and

WHEREAS, the IA Parcels formed part of an unfinished Department of Housing and Urban Development (“HUD”) project and are encumbered by a debt owed to the HUD in the amount of Four Hundred Fifty Eight Thousand Three Hundred Eighty Six Dollars and Ten Cents (\$458,386.10), which must be repaid to HUD prior to the development of the Park; and

WHEREAS, DPRCA desires to clear the outstanding encumbrances and repay HUD as part of the development of the Park; and

WHEREAS, acceptance of the IA Parcels and resolution of the encumbrances in order to allow Park creation are consistent with the City’s goal of greenspace acquisition, preservation and park expansion.

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

SECTION 1: The Mayor or his designee, on behalf of the City, is hereby authorized to accept the donation from Invest Atlanta of the IA Parcels pursuant to Atlanta Code of Ordinances Chapter 2, Article X, Division 14, Subdivision II, Section 2-1544.

SECTION 2: The Chief Procurement Officer or his designee is hereby authorized to obtain or review surveys, title reports, title insurance and environmental assessments, and appraisals to evaluate the IA Parcels.



SECTION 3: That the Chief Financial Officer is authorized to amend the FY2013 (General Fund) budget as follows:

TRANSFER FROM

The amount of: \$458,386.10

1001(GENERAL FUND), 140201(PRC PARKS ADMINISTRATION)
5111001(SALARIES REGULAR) 6210000(PARK ADMINISTRATION) \$100,000
1001(GENERAL FUND), 140202(PRC FORESTRY) 5111001(SALARIES REGULAR)
6240000(FORESTRY AND NURSERY) \$100,000
1001(GENERAL FUND), 140204(PRC PARK MAINTENANCE-SW)
5111001(SALARIES REGULAR) 6220000(PARK AREAS) \$100,000
1001(GENERAL FUND), 140205(PRC PARK MAINTENANCE-SE)
5111001(SALARIES REGULAR) 6220000(PARK AREAS) \$100,000
1001(GENERAL FUND), 140206(PRC PARK MAINTENANCE-NE)
5111001(SALARIES REGULAR) 6220000(PARK AREAS) \$58,386.10

TRANSFER TO

The amount of: \$458,386.10

FDOA: 1001 (General Fund) 250601 (Director of Housing) 5730012 (Refunds) 7310000 (Urban Development and Housing).

SECTION 4: That the Chief Financial Officer is authorized to remit payment to HUD in the amount of Four Hundred Fifty Eight Thousand Three Hundred Eighty Six Dollars and Ten Cents (\$458,386.10) to be charged to and paid from 1001 (General Fund) 250601 (Director of Housing) 5730012 (Refunds) 7310000 (Urban Development and Housing).

SECTION 5: The City’s due diligence fees and costs associated with acceptance and development of the IA Parcels in an amount not to exceed Thirty Thousand Dollars and No Cents (\$30,000.00) shall be paid from Park Improvement Bond 2005a: Fund: 3129, Dept.: 140106, Account Park Design: 5411001 (Land), Function Activity: 6220000 Park Areas, Funding Source: 21230 2005a Park Improvement Bond 9999, PTAE0, Project: 14100229, Task: 101, Award: 312921230, Expense Type: 5411001.

SECTION 6: The City’s Greenspace Acquisition Consultant, (“the Consultant”) is authorized to arrange and negotiate the due diligence services.

SECTION 7: The Mayor, on behalf of the City, is authorized to execute any and all deeds, instruments or other documents that are deemed necessary or advisable in order to carry into effect the intent of this ordinance.



SECTION 8: The City Attorney or her designee is hereby directed to prepare for execution by the Mayor, any and all deeds, instruments, or other documents that the City Attorney deems necessary or advisable to carry into effect the intent of this ordinance, said documents to be approved as to form by the City Attorney.

SECTION 9: That said deeds, instruments, or other documents conveying the IA Parcels to the City shall include language whereby the City accepts the IA Parcels conditioned upon the City's agreement to keep the IA Parcels in perpetuity and that said deeds, instruments, or other documents not become binding upon the City, and the City shall incur neither obligation nor liability thereunder, until the same has been signed by the Mayor.

SECTION 10: All ordinances and parts of ordinances in conflict herewith are hereby waived for purposes of the Ordinance only, and only to the extent of the conflict.

A true copy,

A handwritten signature in black ink, appearing to be "D. M. Clerk", written over a horizontal line.

Deputy Municipal Clerk

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

July 16, 2012
July 25, 2012



EXHIBIT "A"

641 Spencer Street and 641 Thurmond Street:

641 Spencer Street

ALL THAT TRACT OR PARCEL OF LAND lying and being in Land Lot 110, 14th District, Fulton County, Georgia, City of Atlanta, being more particularly described as follows:

BEGINNING at the intersection of the northerly right-of-way of Spencer Street (30-foot right-of-way) and the West right-of-way of Vine Street (30-foot right-of-way); thence along the North right-of-way of Spencer Street, North 89°53'16" West, a distance of 189.30 feet to a point located on the East side of a 10-foot alley; thence leaving the right-of-way of Spencer Street and along the East line of the 10-foot alley North 00°45'11" East, a distance of 387.01 feet to an iron pin found on the southerly right-of-way of Thurmond Street (a 50-foot right-of-way); thence along the right-of-way of Thurmond Street South 74°25'14" East, a distance of 99.66 feet to a point; thence leaving said right-of-way of Thurmond Street South 01°12'56" West, a distance of 82.40 feet to a point; thence South 82°45'56" East, a distance of 94.10 feet to a point located on the West right-of-way of Vine Street; thence along the right-of-way of Vine Street South 00°43'42" West, a distance of 266.37 feet to the POINT OF BEGINNING. Said parcel of land containing 62,258 square feet or 1.406 acres of land, and being depicted on that certain survey by Taso Castorides, GRLS No. 2448, of Taso & Associates, LLC, dated November 3, 2006.

641 Thurmond Street

ALL THAT TRACT OR PARCEL OF LAND lying and being in Land Lot 110, 14th District, City of Atlanta, Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at the intersection of the northerly right-of-way of Thurmond Street (a 50-foot right-of-way) and the easterly right-of-way of Elm Street (a 50-foot right-of-way); thence along the East right-of-way of Elm Street North 00°06'50" West, a distance of 112.00 feet to an iron pin found; thence leaving the right-of-way of Elm Street South 89°52'02" East, a distance of 181.19 feet to a point; thence South 02°10'03" West, a distance of 160.46 feet to a point located on the northerly right-of-way of Thurmond Street; thence along the right-of-way of Thurmond Street North 74°25'14" West, a distance of 181.57 feet to the POINT OF BEGINNING; said parcel of land containing 24,316 square feet or 0.558 acres of land, and being depicted on that certain survey by Taso Castorides, GRLS No. 2448, of Taso & Associates, LLC, dated November 3, 2006.

TOGETHER WITH:

227 Elm Street:

ALL THAT TRACT or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point on the East side of Elm Street (a 30-foot right-of-way) one hundred sixty-six and six tenths (166.60) feet South from the southeast corner of Elm Street and Thurmond Street (a 50-foot right-of-way); and running thence South 00°05'20" West along the East side of Elm Street fifty (50.00) feet to a ten (10) foot alley; running thence South 89°36'59" East along the North side of said alley, one hundred and fifty-six one-hundredths (100.56) feet to an iron pin found at another ten (10) foot alley; thence North 00°02'49" West along said second alley fifty (50.00) feet to a point; running thence West one hundred and thirty-two one-hundredths (100.32) feet to Elm Street and the POINT OF BEGINNING; and shown as Lots 7 and 8 on the survey for Premium Investment, Inc. on the survey as prepared by Perry E. McClung, RLS, dated October 15, 1999.



EXHIBIT "A"

(continued)

TOGETHER WITH:

628 Thurmond Street:

ALL THAT TRACT or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, being more particularly described as follows:

BEGINNING at the intersection of the southwest side of Thurmond Street with the West side of Vine Street; running thence South along the West side of Vine Street, one hundred thirty-seven and twenty-seven hundredths (137.27) feet to the North line of property now or formerly owned by Andrew D. Williams; running thence West along the North line of said Williams Property ninety-three (93) feet to the property now or formerly owned by Earnest Mayfield; running thence North along the East line of said Mayfield property one hundred sixty-one and seven-tenths (161.7) feet to a point on the southwest side of Thurmond Street; running thence southeast along the southwest side of Thurmond Street ninety-six (96) feet to the POINT OF BEGINNING; said property being known as 628 Thurmond Street, N.W., according to the present system of numbering houses in the City of Atlanta, Fulton County, Georgia.

LESS AND EXCEPT:

Land Lot 110 of the 14th District of Fulton County, Georgia, and more particularly described as follows:

BEGINNING at a point on the West side of Vine Street sixty-eight and nine tenths (68.9) feet south of the southwest corner of the intersection of Vine Street and Thurmond Street; running thence South along the West side of Vine Street sixty-six and thirty-seven hundredths (66.37) feet; thence West ninety-three (93) feet; thence North seventy-nine and three-tenths (79.3) feet; thence East ninety-four and one-tenth (94.1) feet to the West side of Vine Street, and the POINT OF BEGINNING.

TOGETHER WITH:

235 Elm Street:

All that tract or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

Beginning at a ½ inch rebar placed on the easterly right of way line of Elm Street, a distance of 66.6 feet, as measured along the easterly right of way line of Elm Street, from the corner formed by the intersection of the easterly right of way line of Elm Street with the southerly right of way line of Thurmond Street; running thence east a distance of 100.00 feet to a ½ inch rebar found on the west side of a 10 foot alley; running thence south along the west side of said 10 foot alley a distance of 50.00 feet to a ½ inch rebar found; running thence west a distance of 100.00 feet to a ½ inch rebar found on the easterly right of way line of Elm Street; running thence North 03 degrees 00 minutes East along the easterly right of way line of Elm Street a distance of 50.0 feet to the ½ inch rebar placed at the point of beginning.

Said property being shown on Survey for Tyler Place Community Development Corporation prepared by Eston Pendley, GRLS No. 945, dated March 23, 2004, and being improved property known as No. 235 Elm Street according to the present system of numbering houses in the City of Atlanta, Fulton County, Georgia.



EXHIBIT "A"

(continued)

TOGETHER WITH:

217 Elm Street:

All that tract or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, being Lot 11 of McClure Property, as per plat recorded in Plat Book 3, Page 52, Fulton County, Georgia Records, which plat is incorporated herein and made a part hereof by reference. Said property known as 217 Elm Street, Atlanta, Georgia 30314.

TOGETHER WITH:

243 Elm Street:

ALL that tract or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, and being Fulton County Tax Parcel No. 14-110-6-40, and that same tract or parcel of land described in Warranty Deed from Rev. Nick Green to John E. Owens, dated September 19, 1955, and recorded in Deed Book 3041, Page 429, Fulton County records, incorporated herein by reference, and more particularly described as follows:

BEGINNING at the southeast corner of Elm and Thurmond Streets; running thence South along the East side of Elm Street sixty-six and six-tenths (66.6) feet; thence East one hundred (100) feet to a ten (10) foot alley; thence North along the West side of said alley forty and two-tenths (40.2) feet to Thurmond Street; thence westerly along the southwestern side of Thurmond Street one hundred three and five-tenths (103.5) feet to Elm Street at the POINT OF BEGINNING; being formerly improved property known as No. 243 Elm Street, N.W., according to the present system of numbering houses in the City of Atlanta, Georgia.

TOGETHER WITH:

231 Elm Street

ALL THAT TRACT or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point on the East side of Elm Street (a 30-foot right-of-way) 16.60 feet South from the southeast corner of Elm Street and Thurmond Street (a 50-foot right-of-way); and running thence South 00°05'20" West along the East side of Elm Street 50.00 feet to a point at the northwest corner of Lot 7 in Plat Book 3, Page 52, Fulton County, Georgia, deed records; running thence South 89°36'59" East 100.56 feet to a point at a 10-foot alley and at the northeast corner of Lot 7 in said recorded plat aforesaid; thence North 00°02'49" West along said alley 50.00 feet to a point at the northeast corner of Lot 5 in said recorded plat aforesaid; running thence West 100.32 feet to Elm Street and the POINT OF BEGINNING, and shown as Lots 5 and 6 on the survey for Premium Investment, Inc., prepared by Perry E. McClung, C.R.L.S., dated October 18, 1999. Said property known as No. 231 Elm Street, Atlanta, Georgia 30314.



EXHIBIT "A"

(continued)

TOGETHER WITH:

289 Elm Street:

ALL THAT TRACT or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, being more particularly described as follows:

BEGINNING at an "X" on asphalt located on the East right-of-way line of Elm Street, 245.00 feet South as measured along the right-of-way line from the point formed by the intersection of said right-of-way line and the South right-of-way line of Simpson Street; thence South 89°41'39" East, 147.50 feet to a rebar set; thence South 00°18'30" West, 50.00 feet to a point; thence North 89°41'35" West, 147.26 feet to a point on the East right-of-way line of Elm Street; thence North 00°00'00" East, along the East right-of-way line of Elm Street 50.00 feet to an "X" on asphalt and the POINT OF BEGINNING; as shown on plat of survey for Sandra K. Hartman by Josh L. Lewis, III, GRLS, dated August 30, 2000. Said property being known as 289 Elm Street, Atlanta, Georgia 30314.

TAX MAP PARCEL ID# 14-0110-0003-069-0

TOGETHER WITH:

257 Elm Street:

ALL THAT TRACT or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point on the East side of Elm Street 550 feet South from the southeast corner of Elm Street and Simpson Street, which point is at the southeast corner of property conveyed by W.O. Wall to R.G. Brownfield by deed dated July 1, 1964, recorded in Deed Book 2898, Page 339, Fulton County records; running thence South along the East side of Elm Street 49.20 feet to the northwest corner of property now or formerly owned by W.O. Duvall; thence East along the North line of Duvall property 146.00 feet to the southwest corner of property now or formerly owned by Sharpe D. Wall; thence North along the West line of said Wall property 49.00 feet to the southeast corner of property conveyed to R.G. Brownfield by deed hereinabove referred to; thence West along the South line of said property 146.20 feet to the East side of Elm Street and the POINT OF BEGINNING; being improved property known as No. 257 Elm Street, N.W., Atlanta, Georgia.



EXHIBIT "A"

(continued)

TOGETHER WITH:

261 Elm Street:

All that parcel of land lying or being in Land Lot 110, 14th District, Fulton County, Georgia, City of Atlanta and more particularly described as follows:

Begin at a point on the east right-of-way of Elm Street (50-foot right-of-way) – said point being 161.20 north from its intersection with the north right-of-way of Thurmond Street (50-foot right-of-way);

Thence along the right-of-way of Elm Street North 00 degrees 06 minutes 50 seconds West a distance of 50.00 feet to a point; Thence leaving the right-of-way of Elm Street South 89 degrees 47 minutes 22 seconds East a distance of 146.40 feet to a point; Thence South 00 degrees 06 minutes 55 seconds West a distance of 50.00 to a point; Thence North 89 degrees 47 minutes 21 seconds West a distance of 146.20 feet to the Point of Beginning.

Said parcel of land contains 7,315 square feet or 0.168 acre of land; more or less; being known as 261 Elm Street, Atlanta, Georgia 30314.

261 ELM STREET IS ALSO DESCRIBED AS FOLLOWS :

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 110, OF THE 14TH DISTRICT OF FULTON COUNTY, GEORGIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE EAST SIDE OF ELM STREET 600 FEET SOUTH FROM THE NORTHEAST CORNER OF ELM STREET AND SIMPSON STREET WHICH POINT IS AT THE SOUTHWEST CORNER OF PROPERTY NOW OR FORMERLY OWNED BY MAMIE G. BROWNFIELD, ET AL; RUNNING THENCE SOUTH ALONG THE EAST SIDE OF ELM STREET 50 FEET TO THE NORTHWEST CORNER OF PROPERTY CONVEYED BY W.O. WALL TO B.G. BROWNFIELD BY DEED DATED JULY 1, 1954, RECORDED IN DEED BOOK 2898, PAGE 337, FULTON COUNTY RECORDS; THENCE EAST ALONG THE NORTH LINE OF SAID PROPERTY 146.2 FEET TO A POINT ON THE WEST LINE OF PROPERTY NOW OR FORMERLY OWNED BY SHARPE D. WALL; THENCE NORTH ALONG THE WEST LINE OF SAID WALL PROPERTY 50 FEET TO THE SOUTHEAST CORNER OF MAMIE GILMER BROWNFIELD ET AL PROPERTY, HEREINABOVE REFERRED TO; THENCE WEST ALONG THE SOUTH LINE OF SAID PROPERTY 146.4 FEET TO THE EAST SIDE OF ELM STREET AND THE POINT OF BEGINNING; BEING IMPROVED PROPERTY KNOWN AS NO. 261 ELM STREET, N.W., ATLANTA, GEORGIA.



EXHIBIT "A"
(continued)

TOGETHER WITH:

279 Elm Street:

ALL THAT TRACT or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at an "X" on asphalt located on the East right-of-way line of Elm Street, 245.00 feet South, as measured along said right-of-way line, from the point formed by the intersection of said right-of-way line and the South right-of-way line of Simpson Street; thence South 00°00'00" West, 100.00 feet to a point, being the POINT OF BEGINNING; thence South 89°41'39" East, 147.03 feet to a rebar set; thence South 00°18'30" West, 50.00 feet to a point; thence North 89°41'35" West, 146.80 feet to a point on the East right-of-way line of Elm Street; thence North 00°00'00" East, along the East right-of-way line of Elm Street 50.00 feet to a point and the POINT OF BEGINNING; as shown on plat of survey for Sandra K. Hartman by Josh L. Lewis, III, GRLS, dated August 30, 2000. Said property being known as 279 Elm Street, Atlanta, Georgia 30314.

TOGETHER WITH:

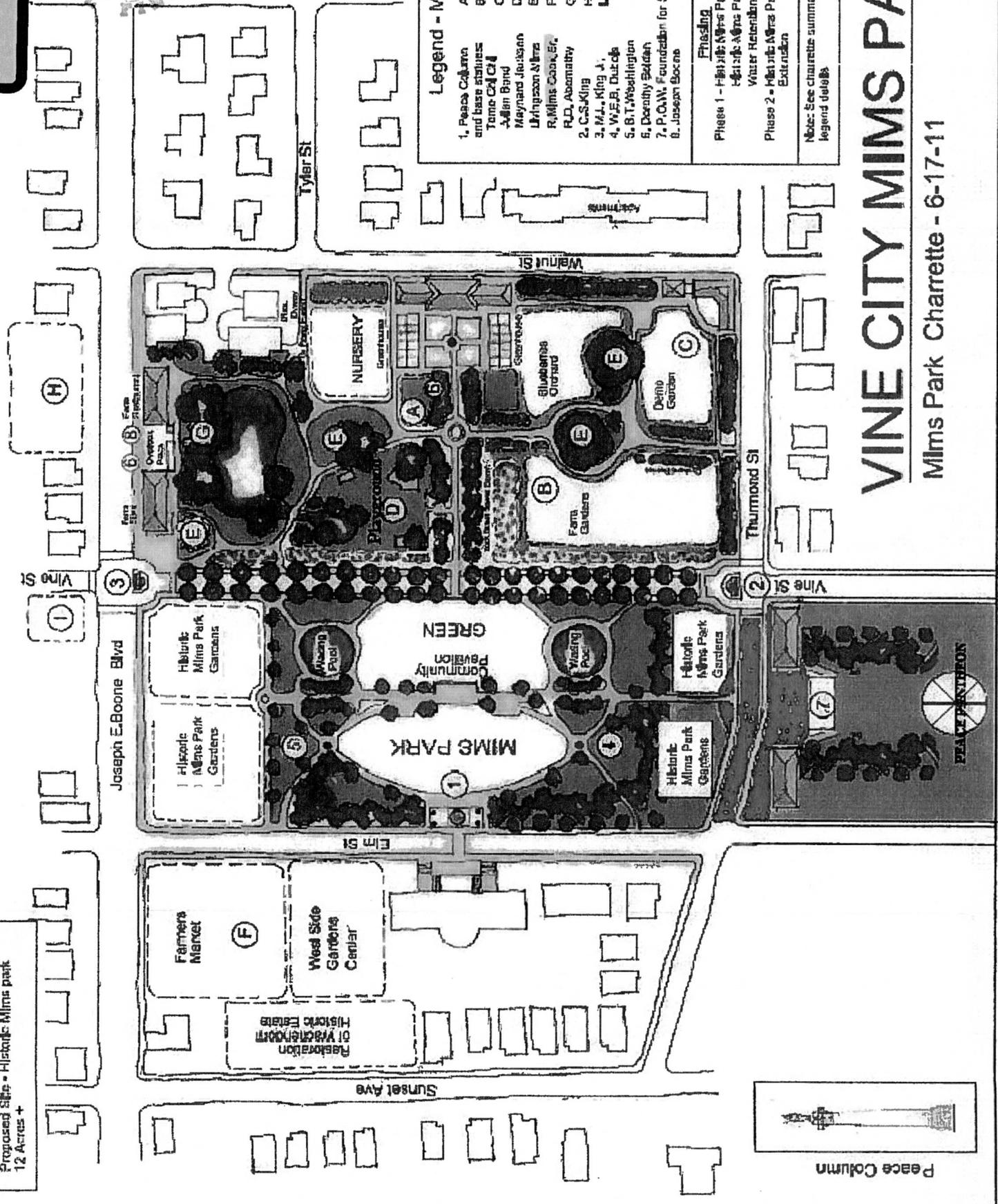
267 Elm Street:

ALL THAT TRACT or parcel of land lying and being in Land Lot 110 of the 14th District of Fulton County, Georgia, and being more particularly described as follows:

BEGINNING at a point on the East side of Elm Street and Simpson Street, 450 feet South from the southeast corner of Elm Street and Simpson Street, which point is the southeast corner of property now of formerly owned by S.D. Wall; running thence South along the East side of Elm Street 50.00 feet to the northwest corner of property conveyed by W.O. Wall to R.C. Brownfield by deed dated July 1, 1954, recorded in Deed Book 2898, Page 339, Fulton County records; thence East along the North line of said property, 146.40 feet to a point on the West line of property now or formerly owned by Sharpe D. Wall; thence North along the West line of said Wall property 50.00 feet to the southeast corner of S.D. Wall property hereinabove referred to; thence West along the South line of said property 146.60 feet to the East side of Elm Street and the POINT OF BEGINNING; being improved property known as No. 267 Elm Street, N.W., Atlanta, Georgia.



PROJECT INFORMATION
Vine City Neighborhood Atlanta Ga
Proposed Site - Historic Mims park
12 Acres +



Legend - Mims Park

- 1. Peace Column and base statues
- 2. M.J. King Jr.
- 3. W.E.B. DuBois
- 4. S.B.T. Washington
- 5. Dorothy Seiden
- 6. P.O.A.W. Foundation for Sustainability
- 7. Joseph Boone
- 8. Farmers Market
- 9. West Side Gardens Center
- 10. Historic Mims Park Gardens
- 11. Historic Mims Park Gardens
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Phasing

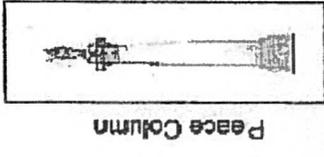
Phase 1 - Historic Mims Park West Block and East Block with Water Retention

Phase 2 - Historic Mims Park Gardens and Farm Extension

Note: See charrette summary for further legend details

VINE CITY MIMS PARK

Mims Park Charrette - 6-17-11



Peace Column

RCS# 2162
7/16/12
3:58 PM

Atlanta City Council

12-O-0960

ACCEPTING A DONATION FROM ADA/INVEST ATL
DEVELOPING 16 ACRE HISTORIC MIMS PARK
ADOPT ON SUB

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 0

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

12-O-0960