

**AN ORDINANCE
BY COUNCILMEMBER(S) YOUNG JR.**

AN ORDINANCE DEDICATING CITY OF ATLANTA OWNED LAND LOCATED AT WEST LAKE AVENUE AND HAVING A PARCEL NUMBER OF 14-00146-0012-026-6 AS A PUBLIC PARK IN PERPETUITY TO BE NAMED THE WEST LAKE PARK AND ESTABLISHING OF A SPECIAL FUND ACCOUNT IN THE DEPARTMENT OF PARKS AND RECREATION TO ACCEPT FUTURE DONATIONS AND TO ALLOCATE FUNDS TOWARD THE CONSTRUCTION OF THE WEST LAKE PARK; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (“City”) owns land located at West Lake Avenue and having a parcel number of 14-00146-0012-026-6 and as described on Exhibit A attached (the “Property”) located in a West Lake Neighborhood of Atlanta where there are presently very few public parks and increasing the amount of park land is desirable and necessary; and

WHEREAS, the City’s Department of Parks and Recreation (“DPR”) has identified the Property as an area for the future development of a City park and desires to dedicate the Property as a public park to be named the West Lake Park (the “Park”); and

WHEREAS, the Chief Financial Officer will establish a special fund account in the City’s Department of Parks and Recreation dedicated to receiving donations and funds which are exclusively dedicated to the development of the Park; and

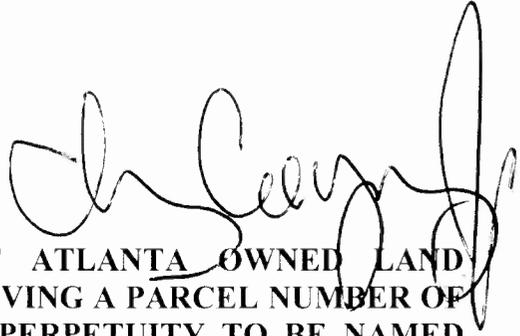
WHEREAS, converting the Property into a Park is consistent with the City’s goals of greenspace acquisition, preservation and park expansion.

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

SECTION 1: The Property is hereby dedicated as a public park to be named “West Lake Park” and DPR is hereby charged with all responsibility for the Property and shall retain the land in perpetuity as a public park. Nothing in this ordinance shall prohibit the development of this property for uses consistent with generally accepted park activities, including but not limited to, trails, playgrounds for youth and for seniors, picnic areas, parking, urban farming and gazebos. Nothing in this section shall preclude a neighborhood group(s) or other private entity from maintaining all or part of the property pursuant to an agreement with the City.

SECTION 2: That the Chief Financial officer is hereby instructed to establish a special fund account in the City’s Department of Parks and Recreation dedicated to receiving donations and funds to be used exclusively for implementation of the Park and for the development of this property for uses consistent with generally accepted park activities, including but not limited to, trails, playgrounds for youth and for seniors, picnic areas, parking, urban farming and gazebos.

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COUNCILMEMBER IVORY LEE YOUNG, JR.**



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WEST LAKE

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development of this property for uses consistent with generally accepted park activities, including but not limited to, trails, playgrounds for youth and for seniors, picnic areas, parking, urban farming and gazebos.

SECTION 3: The City Attorney 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.

SECTION 4: All ordinances and parts of ordinances in conflict herewith are hereby waived for purposes of this Ordinance only, and only to the extent of the conflict.

EXHIBIT A

All that tract or parcel of land lying and being in Land Lot 147, 14th District of Fulton County, Georgia, within the City of Atlanta, being lots 3, 4 and 5 of the J.S. Coursey Estate Property, and being more particularly described as follows:

Beginning at a 5/8" rebar with cap set at the intersection of the southerly right of way of Joseph E. Boone Boulevard (50 foot right of way) and the westerly right of way of West Lake Avenue (40 foot right of way),
said point being the POINT OF BEGINNING;
thence along the westerly right of way of West Lake Avenue (40 foot right of way) along a curve to the right, said curve having an arc distance of 170.01 feet, with a radius of 2,828.98 feet and being subtended by a chord bearing of South 00 degrees 17 minutes 46 seconds West at a distance of 169.99 feet to a point;
thence continuing along said right of way along a curve to the right, said curve having an arc distance of 66.17 feet, with a radius of 2,828.98 feet and being subtended by a chord bearing of South 02 degrees 41 minutes 16 seconds West at a distance of 66.17 feet to a point;
thence continuing along said right of way along a curve to the right, said curve having an arc distance of 53.01 feet, with a radius of 664.85 feet and being subtended by a chord bearing of South 04 degrees 56 minutes 46 seconds West at a distance of 53.00 feet to a 2 inch open top pipe found;
thence leaving said right of way along the northern line of lot 2 of the J.S. Coursey Estate Property North 88 degrees 37 minutes 19 seconds West, a distance of 209.11 feet to a 1 inch open top pipe found;
thence along the eastern line of lots 6, 9, 10 and 11 of said subdivision North 02 degrees 19 minutes 33 seconds East, a distance of 286.00 feet to a 5/8 inch rebar with cap set on the southerly right of way of Joseph E. Boone Boulevard (50 foot right of way);
thence along said right of way South 89 degrees 28 minutes 07 seconds East, a distance of 31.46 feet to a 1/2 inch rebar found;
thence continuing along said right of way South 89 degrees 28 minutes 07 seconds East, a distance of 174.55 feet to a 5/8 inch rebar with cap set;
said point being the POINT OF BEGINNING.

Said tract or parcel containing 60,502 square feet or 1.39 acres.



KASIM REED
MAYOR

CITY OF ATLANTA
DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT
55 Trinity Avenue, S.W. SUITE 1450 – ATLANTA, GEORGIA 30303
404-330-6070 – FAX: 404-658-7638
<http://www.atlantaga.gov/Government/Planning.aspx>

JAMES E. SHELBY
COMMISSIONER

MEMORANDUM

TO: George Dusenbury, Commissioner
Department of Parks, Recreation and Cultural Affairs

John Lavelle, Director
Real Estate Portfolio

FROM: James E. Shelby, Commissioner
Department of Planning and Community Development

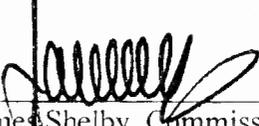
DATE: February 1, 2013

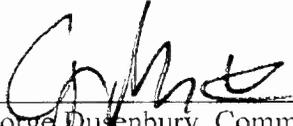
RE: **BOONE-WEST LAKE PROPERTY TRANSFER**

The purpose of this memorandum is to memorialize the Department of Planning and Community Development's ("DPCD") transfer of DPCD surplus property as more particularly described on Exhibit A attached hereto (the "Property") to the Department of Parks, Recreation and Cultural Affairs ("DPRCA") for future use and development as a public park. The Property is subject to Urban Development Action Grant (the "Grant") guidelines and the DPCD and the DPRCA mutually agree that developing the Property as a public park or green space is a permissible use under the Grant.

The DPRCA is aware of the necessity for an environmental site assessment on the Property. In the event remediation is necessary, the DPRCA will remediate at no cost to the DPCD as part of the Property's development as a public park.

The Property will be transferred from the DPCD's land inventory to the DPRCA's land inventory by the City of Atlanta's Office of Enterprise and Asset Management. There is no cost or exchange of funds associated with the Property transfer.


James Shelby, Commissioner
Department of Planning and
Community Development

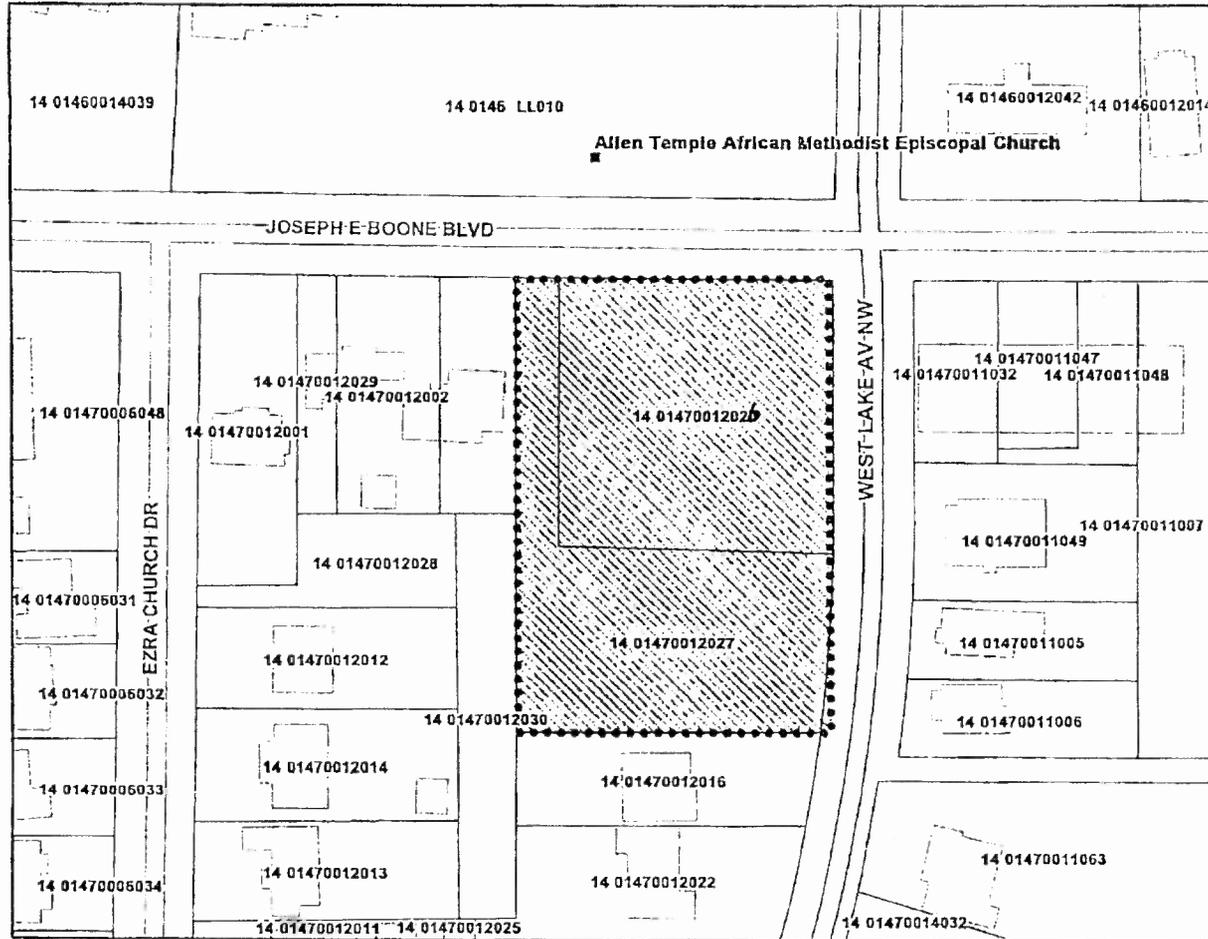
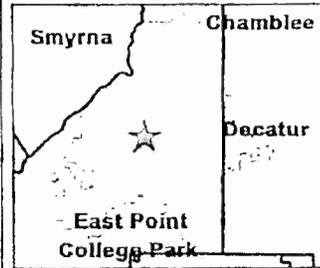

George Dusenbury, Commissioner
Department of Parks, Recreation and
Cultural Affairs

cc: Terri Lee, Deputy Commissioner
Derrick Jordan, Interim Director Office of Housing
Mariangela Corales, Senior Assistant City Attorney
Ellen Wickersham, Invest Atlanta ✓
Paul Taylor, Director, Office of Park Design

EXHIBIT A

City of Atlanta GIS

BOONE + WEST LAKE



Legend

- Points of Interest
- Streets and Highways
- ◊ Other Limited Access
- ▬ State Route
- ▬ Arterial Roads
- ▬ Streets
- ▬ Ramps
- ▬ Unknown
- ◊ Interstates
- ▬ County Boundaries
- Parcels
- ▬ Building Footprints
- ▬ Airport Labels
- ▬ Airport Runways
- ▬ Runway/Apron/Taxiway
- ▬ Streams
- ▬ Ponds
- ▬ Parks
- ▬ Greenway Acquisitions
- ▬ Atlanta City Limits
- ▬ Metro Cities

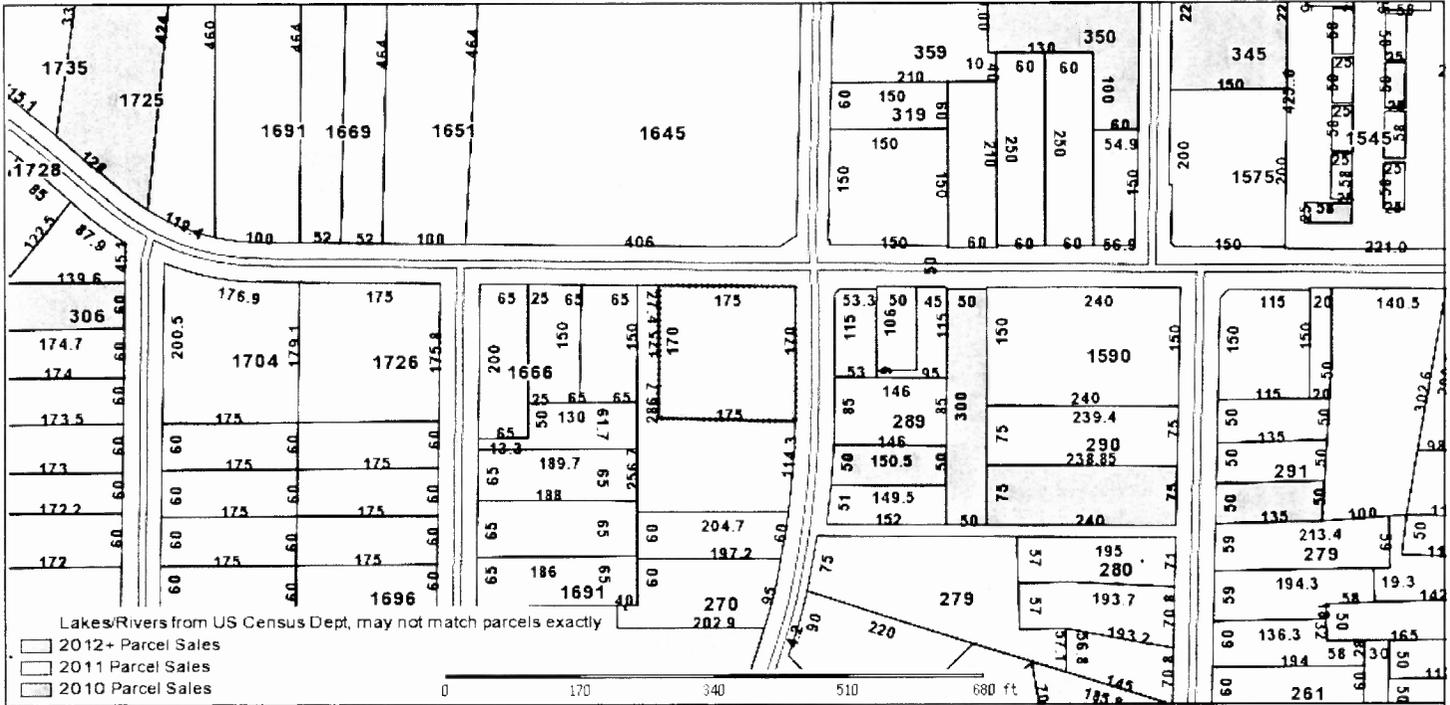


Map center: 2213044, 1368997

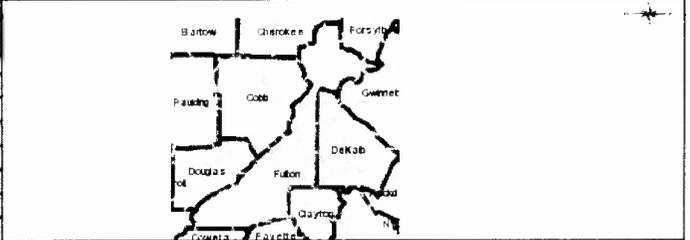


Scale: 1:1,250

This map is a user generated static output from an Internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION.



Parcel: 14 014700120266 Acres: 0	
City	CITY OF ATLANTA \$ 235,800
Address	JOSEPH E BOONE BLVD 0
Address	68 MITCHELL ST SW STE 1350 \$ 235,800
City	ATLANTA, GA 30303



The Fulton County Assessor's Office makes every effort to produce the most accurate information possible. No warranties, expressed or implied, are provided for the data herein, its use or interpretation. The assessment information is from the last certified taxroll. All data is subject to change before the next certified taxroll. PLEASE NOTE THAT THE PROPERTY APPRAISER MAPS ARE FOR ASSESSMENT PURPOSES ONLY NEITHER FULTON COUNTY NOR ITS EMPLOYEES ASSUME RESPONSIBILITY FOR ERRORS OR OMISSIONS ---THIS IS NOT A SURVEY---

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