

AN ORDINANCE BY
CITY UTILITIES COMMITTEE

AN ORDINANCE AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE DOCUMENTS THAT WOULD GRANT PERMANENT EASEMENT RIGHTS TO THE GEORGIA POWER COMPANY ACROSS CITY-OWNED PROPERTY ASSOCIATED WITH THE NEW FIRE STATION 28 AT 1925 HOLLYWOOD ROAD IN LAND LOT 252 OF THE 17TH DISTRICT; AND FOR OTHER PURPOSES.

WHEREAS, the Department of Fire Rescue (“AFR”) requested that the Georgia Power Company (“GPC”) provide underground electrical service to new Fire Station 28 (“Fire Station 28”) at 1925 Hollywood Road; and

WHEREAS, in order to provide electrical service to Fire Station 28, GPC must acquire permanent easements from the City of Atlanta that would allow for the installation and maintenance of power distribution lines and related facilities on and across Fulton County tax parcel number 17-0252-0009-047-1, which is the property associated with Fire Station 28 and under the purview of AFR; and

WHEREAS, in consideration for GPC’s agreement to provide electrical service to Fire Station 28 at the request of the City, GPC has requested that the City grant the permanent easement across the property associated with Fire Station 28 at no cost to GPC.

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

SECTION 1: The Mayor or his designee is authorized to execute easement documents conveying permanent easement interests to the Georgia Power Company that would allow for the installation and maintenance of underground power distribution facilities on and across City-owned property at 1925 Hollywood Road, which is identified as Fulton County tax parcel 17-0252-0009-047-1 and operated by the Department of Fire Rescue as Fire Station 28.

SECTION 2: The Mayor or his designee is authorized to convey the permanent easement interests to the Georgia Power Company at no cost.

SECTION 3: The City Attorney, or a designee, is authorized to prepare all necessary documents to facilitate this transaction.

SECTION 4: This ordinance shall become effective when signed by the Mayor or by operation of law.

A true copy

Deputy Clerk

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

FEB 03, 2014
FEB 12, 2014

Name of Line CITY OF ATLANTA FIRE STATION #28 - UNDERGROUND SERVICE
No 12730 (FULTON COUNTY) DISTRIBUTION LINE
Parcel No 001 Account No 69596-VBS-0-E04812-0-GP101-30000000
Letter File 9-10989 Deed File 19429 Map File N/A

State of Georgia
Fulton County

UNDERGROUND EASEMENT

Received of **Georgia Power Company**, hereinafter called the Company, the sum of Ten and 00/100 ***** Dollars (\$ 10.00), and other good and valuable consideration, the receipt and sufficiency whereof are hereby acknowledged, in exchange for which the undersigned **City of Atlanta**, a Municipal Corporation of the State of Georgia, hereinafter the "Undersigned" whose Post Office Address is

68 Mitchell Street, Suite 1225, Atlanta, GA 30303 Attn: Real Estate

does hereby grant and convey to said Company, its successors and assigns, the right, privilege and easement to go in, upon along, across, under, and through that tract of land owned by the Undersigned at

1929 Hollywood Road, NW, Atlanta, GA 30312

(address of property in Land Lot 252 of the 17 Land District, Fulton County, Georgia .

Said lands being more particularly described on a plat prepared and engineered by **Casey Preece** for Georgia Power Company marked "Exhibit A" and attached hereto and made a part hereof (the "Premises"),

together with the right to construct, operate, and maintain continuously upon and under said land, its lines for transmitting electric current, with wires, transformers, service pedestals, manholes, conduits, cables, and other necessary apparatus, fixtures, and appliances (all being hereinafter referred to as the "Facilities"), with the right to permit the attachment of cables, lines, wires, apparatus, fixtures, and appliances of any of any other company, or person to the Facilities for electric, communications or other purposes, upon or under said lands with necessary appliances with the express understanding that each such other company or person must obtain separate easement rights from the Undersigned; together with the right to assign this easement in whole or in part; together with the right at all times to enter upon the Premises for the purpose of inspecting said lines, making repairs, renewals, alterations and extensions thereon, thereunder, thereto or therefrom; together with the right to cut away and keep clear of said underground lines, transformers, fixtures and appliances, all trees and other obstructions that may now or hereafter in any way interfere or be likely to interfere with the proper operation of said underground lines, transformers, fixtures and appliances, also the right of ingress and egress over said land from

Parcel 001 Name of Line CITY OF ATLANTA FIRE STATION #28 - UNDERGROUND
SERVICE

said lines. The rights herein granted include all the necessary rights for Company and its assigns to install and maintain electrical lines and internal communication facilities to existing and future structure(s) under the easement terms herein provided, on the property of the Undersigned. Any timber cut on said land by or for said Company shall remain the property of the owner of said timber. The Undersigned does not convey any land, but merely grants the rights, privileges and easements hereinbefore set out.

The rights herein include and embrace the right to clear and keep clear all trees and other obstructions located within ten (10') feet of the underground distribution line.

Said Company shall not be liable for or bound by any statement, agreement or understanding not herein expressed.

IN WITNESS WHEREOF, the Undersigned has hereunto set its hand and seal, this _____ day of _____, _____.

Signed, sealed and delivered
in the presence of:

CITY OF ATLANTA,
a municipal corporation of the State
of Georgia

Unofficial Witness

By: _____
Mayor Kasim Reed

Print Name

Notary Public

Attest: _____
Municipal Clerk

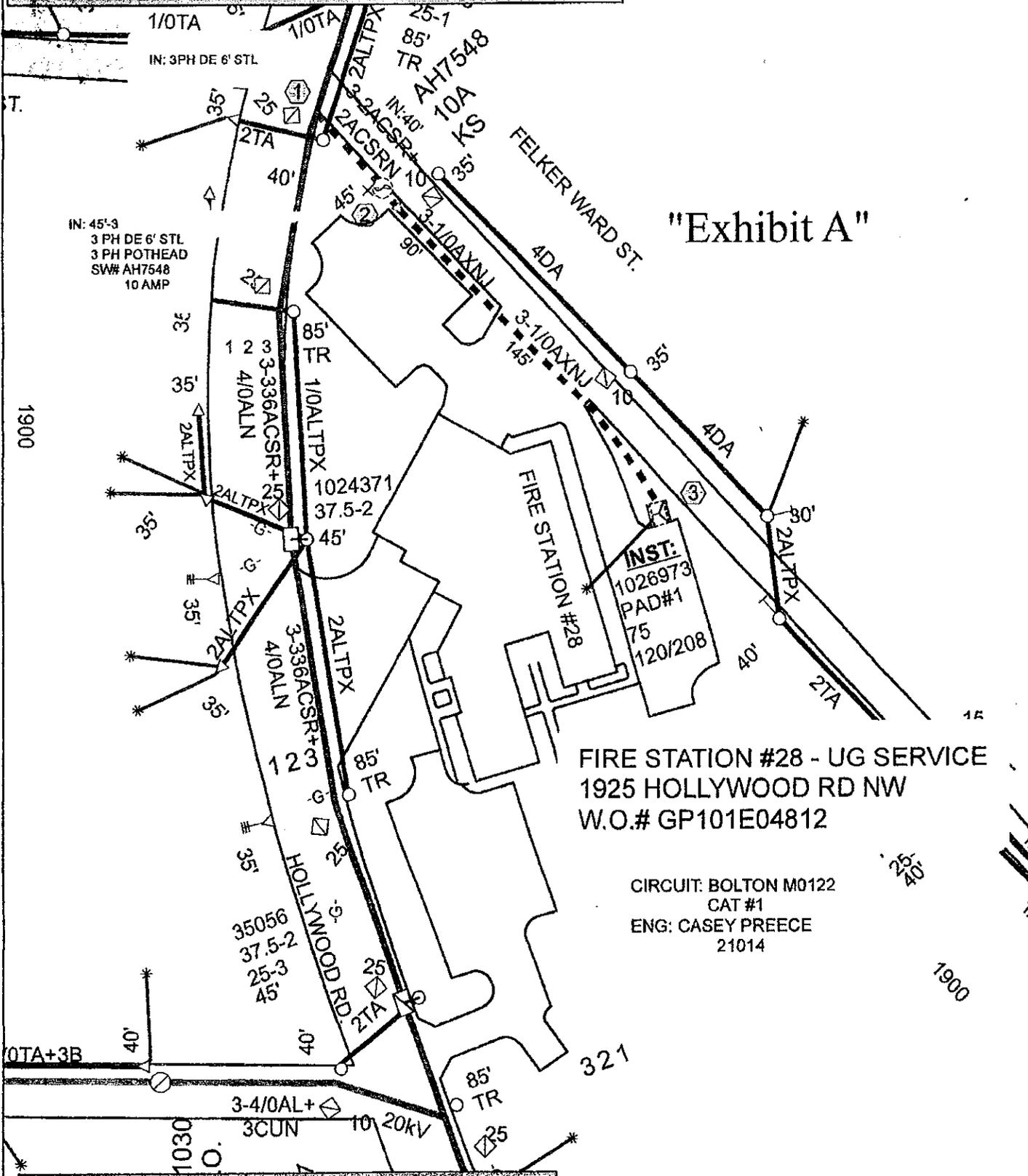
My Commission Expires:

(NOTARY SEAL)

Approved as to Form:

Asst. City Attorney

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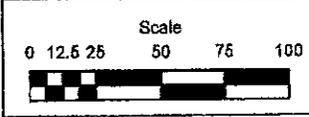


"Exhibit A"

FIRE STATION #28 - UG SERVICE
 1925 HOLLYWOOD RD NW
 W.O.# GP101E04812

CIRCUIT: BOLTON M0122
 CAT #1
 ENG: CASEY PREECE
 21014

E-COMM & IND UD NEW BUS DWO #GP101E04812



GEORGIA POWER COMPANY
 JOB TITLE FIRE STATION #28 - UG SERVICE
 LOCATION 1925 HOLLYWOOD RD NW
 ATLANTA
 ENGINEERED BY PREECE, CASEY

MAP REFERENCE
 0360-1294, 0360-1296



RCS# 40
2/03/14
3:03 PM

Atlanta City Council

CONSENT I

CONSENT AGENDA SECTION I: ALL ITEMS

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

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

CONSENT I

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		02-03-14
ITEMS ADOPTED ON CONSENT		
1. 14-O-1050		
2. 14-O-1051		
3. 14-O-1052		
4. 14-O-1053		
5. 14-O-1054		
6. 14-O-1047		
7. 14-O-1048		
8. 14-O-1049		
9. 14-R-3104		
10. 14-R-3108		
11. 14-R-3109		
12. 14-R-3110		
13. 14-R-3111		
14. 14-R-3112		
15. 14-R-3113		
16. 14-R-3114		
17. 14-R-3115		
18. 14-R-3117		
19. 14-R-3118		
20. 14-R-3102		
21. 14-R-3103		