

MEMORANDUM

To: Mayor and City Council

From: Brent Walker, Parks & Recreation Director

Date: May 8, 2017

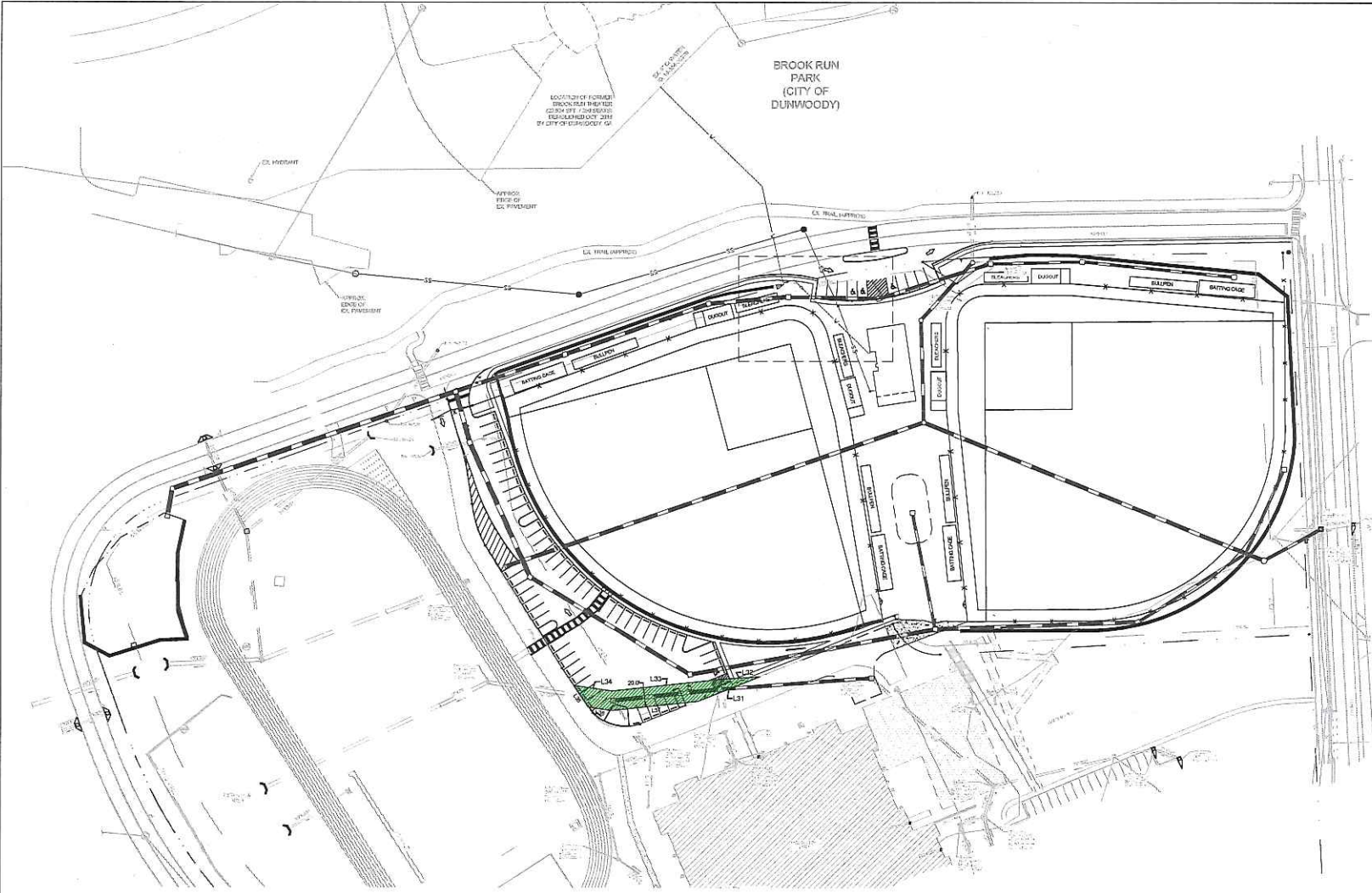
Subject: **First Read: Permanent Easement Agreement for DeKalb County School District**

BACKGROUND

DeKalb County School District has requested a permanent easement on the City's property located at 4635 Barclay Drive for storm water drainage. The easement area requested is located in the southwest corner of the property purchased for the construction of the new baseball fields at Brook Run Park, as can be seen on the attached site map highlighted in green. The easement area shown is 3,103 square feet.

RECOMMENDATION

Staff recommends granting this easement to DeKalb County School District as it is necessary for the construction of the new baseball facilities at Brook Run Park.



UTILITY EASEMENT PLAN



NOTE:
ALL PERMANENT EASEMENTS ARE SOLID SHADE.
TEMPORARY EASEMENTS ARE HATCHED.

PERMANENT EASEMENT TO LOCAL PLANNING LOT DISTANCE (GREEN MATCH)

Line #	Length	Bearing
L31	08.012	S89° 17' 42.98"E
L32	42.806	S87° 47' 31.21"W
L33	109.833	S87° 52' 27.28"W
L34	41.641	N87° 41' 13.28"W
L35	27.284	N24° 28' 35.29"W
L36	25.967	N88° 41' 13.28"W
L37	68.696	S87° 52' 27.24"W

 SKYLINE ENGINEERING & CONSTRUCTION PH: 703.521.1530 www.skyline.com	 Robert and Company 10256 Oakwood Drive Atlanta, GA 30339 PH: 404.399.4422 www.raconline.com																				
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City of Dunwoody	PROJECT: Baseball Facilities at Brook Run Park																				
DRAWING TITLE: UTILITY EASEMENT PLAN	SHEET: C-4.6																				
DRAWING NO.:	SHEET 09																				
DESIGNED: (NAME) MDC /BKJ DATE: 04/12/2017	SCALE:																				

**STATE OF GEORGIA
CITY OF DUNWOODY**

ORDINANCE 2017-XX-XX

AN ORDINANCE AUTHORIZING THE GRANTING OF AN EASEMENT TO DEKALB COUNTY SCHOOL DISTRICT FOR THE PURPOSE OF STORMWATER DRAINAGE ACROSS PROPERTY WHERE BROOK RUN PARK BASEBALL FIELDS WILL BE CONSTRUCTED

WHEREAS, The City of Dunwoody and the DeKalb County Board of Education, as the governing body of the DeKalb County School District, entered into an Intergovernmental Agreement for the Purchase and Sale of Real Estate Dated November 15th, 2016 ("IGA");

WHEREAS, as a result of the land swap and real estate transactions completed by the parties pursuant to the IGA, the City of Dunwoody ("Grantor") now owns that piece of property located at 4635 Barclay Drive, where the Brook Run Park Baseball Fields are to be constructed, as described specifically in the Stormwater Drainage Easement Agreement attached hereto and incorporated herein by reference; and

WHEREAS, Dekalb County School District ("Grantee") owns property bordering the property where the Brook Run Park Baseball Fields will be constructed which was formerly part of the Peachtree Charter Middle School campus; and

WHEREAS, Grantee is in need of easements within the Brook Run Park Baseball Fields property for the purposes of conveying existing private storm water facilities; and

WHEREAS, Grantor agrees to maintain said easement as described in the Stormwater Drainage Line Easement Agreement.

NOW, IT IS HEREBY ORDAINED, by the Mayor and Council for the City of Dunwoody, that the Stormwater Drainage Line Easement Agreement as attached hereto and incorporated herein, is hereby approved and the Mayor, City Manager, and City Attorney are hereby authorized to execute all necessary documents therefor, to affect the granting of the storm water easement as described herein.

SO RESOLVED AND EFFECTIVE, this ____th day of _____, 2017.

Approved:

Denis L. Shortal, Mayor

Approved as to Form and Content

Attest:

Sharon Lowery, City Clerk

City Attorney

(Seal)