

STATE OF GEORGIA  
COUNTY OF FULTON

**A RESOLUTION TO AUTHORIZE THE CITY TO COOPERATE WITH THE GEORGIA DEPARTMENT OF TRANSPORTATION AND THE FULTON COUNTY SCHOOL BOARD TO EFFECT THE TRANSFER OF CERTAIN PROPERTY**

**WHEREAS**, the Georgia State Department of Transportation maintains that certain right-of-way within the City of Sandy Springs which connects the northerly right-of-way of Baroque Circle with the westerly entrance of Ridgeview Middle School (hereinafter the "Right-of-Way");

**WHEREAS**, the Georgia Department of Transportation has expressed a willingness to transfer the Right-of-Way to the Fulton County Board of Education to in furtherance of improving the Right-of-Way with sidewalks and other improvement;

**WHEREAS**, the Georgia Department of Transportation has opined that to effect the transfer, the Right-of-Way would be abandoned to the City of Sandy Springs who would then abandon the Right-of-Way to the Fulton County School Board;

**WHEREAS**, the City of Sandy Springs desires to cooperate with the Georgia Department of Transportation and the Fulton County School Board to effect the transfer of the Right-of-Way;

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Sandy Springs, GA while in regular session on February 17, 2009, at 6:00 p.m. as follows:

Subject to the approval as to form by the City Attorney's Office, the City Manager is authorized to execute any required documentation to assist the above-referenced transfer of the Right-of-Way by either: (1) expressly waiving the City of Sandy Springs' right to acquire the Right-of-Way by virtue of abandonment from the Georgia Department of Transportation thereby allowing for the direct transfer of the Right-of-Way to the Fulton County School Board, or (2) accepting the Right-of-Way from the Fulton County School Board and then initiating an abandonment process within the City of Sandy Springs as set forth pursuant to Georgia law.

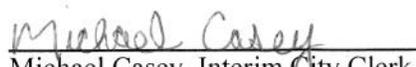
**APPROVED AND ADOPTED** this 17<sup>th</sup> day of February, 2009.

Approved:



Eva Galambos, Mayor

Attest:

  
Michael Casey, Interim City Clerk  
(Seal)

