

STATE OF GEORGIA

COUNTY OF CLAYTON

RESOLUTION NO. 2023-106

A RESOLUTION AUTHORIZING CLAYTON COUNTY TO ABANDON APPROXIMATELY 0.046 ACRES OF A CLOSED PORTION OF DECATUR ROAD'S RIGHT-OF-WAY NORTH OF RAILROAD STREET; TO AUTHORIZE THE CHAIRMAN TO EXECUTE ANY DOCUMENTS RELATING THERETO AND TO OTHERWISE PERFORM ALL ACTS NECESSARY TO ACCOMPLISH THE INTENT OF THIS RESOLUTION; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO AMEND THE BUDGET TO REFLECT AN APPROPRIATE REVENUE SOURCE AND EXPENSE AS MAY BE REQUIRED; TO PROVIDE AN EFFECTIVE DATE OF THIS RESOLUTION; AND FOR OTHER PURPOSES.

WHEREAS, Hans and Cheline Jules, owners of Progeny Homes LLC and the real property at 5262 Bouldercrest Road, Parcel ID 12183D D003, ("Owners") request the Board of Commissioners, through the Transportation and Development Department, to authorize abandoning an unused and closed portion of Decatur Road north of Railroad Street ("Property"), said right of way being further described and/or shown in Exhibit A, which is incorporated as part of this Resolution; and

WHEREAS, the Property is an old right-of-way that is currently being used as an illegal dumping location; and

WHEREAS, the Property is adjacent to 5262 Bouldercrest Road; and

WHEREAS, immediately to the north of the Property lies old County right of way that was likewise previously abandoned in July and August 2000 via Resolutions 2000-83 and 2000-96, respectively; and

WHEREAS, the Clayton County Transportation and Development Department does not have records pertaining to the construction, acceptance, or closure of these roads; and

WHEREAS, there is no impact to Clayton County's (the "County") roadway network as this roadbed is not currently used and there are no future plans for its use; and

WHEREAS, the area is approximately 0.046 acres; and

WHEREAS, a public hearing was held to gain input on the abandonment; and

WHEREAS, the Board deems it in the best interest of the County and the County will best be served by abandoning the aforementioned closed portion of Decatur Road's right of way north of Railroad Street.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF
CLAYTON COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

Section 1. The Board of Commissioners hereby authorizes Clayton County to abandon approximately 0.046 acres of the closed and unused portion of Decatur Road's right-of-way north of Railroad Street, further described and/or shown in Exhibit A, which is incorporated herein ("Property"). The Board also authorizes the Chairman to perform all acts necessary to accomplish the intent of this Resolution. The Board further authorizes the Chief Financial Officer to amend the budget to reflect an appropriate revenue source and expense as may be required.

Section 2. This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED, this the 20th day of June 2023.

CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



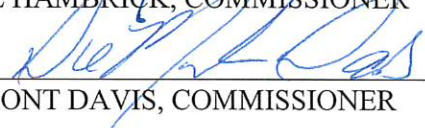
FELICIA FRANKLIN, VICE-CHAIR



ALIEKA ANDERSON, COMMISSIONER



GAIL HAMBRICK, COMMISSIONER



DEMONT DAVIS, COMMISSIONER

ATTEST:



COURTNEY RUSHIN, CLERK