

1 A RESOLUTION APPROVING THREE RIGHT OF WAY EASEMENT AGREEMENTS
2 BETWEEN FULTON COUNTY, GEORGIA AND GREYSTONE POWER CORPORATION FOR
3 THE PURPOSE OF RELOCATING AND ADDING NEW UTILITY SERVICE POLES ALONG
4 COCHRAN ROAD; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE THREE RIGHT OF
5 WAY EASEMENT AGREEMENTS AND RELATED DOCUMENTS; TO AUTHORIZE THE
6 COUNTY ATTORNEY TO APPROVE THE THREE RIGHT OF WAY EASEMENT
7 AGREEMENTS AND RELATED DOCUMENTS AS TO FORM AND TO MAKE
8 MODIFICATIONS THERETO TO PROTECT THE INTERESTS OF FULTON COUNTY PRIOR
9 TO EXECUTION; AND FOR OTHER PURPOSES.

10
11 **WHEREAS**, Fulton County, Georgia ("Fulton County") is a political subdivision of
12 the State of Georgia, existing as such under and by the Constitution, statutes, and laws
13 of the State of Georgia; and

14 **WHEREAS**, Fulton County is the fee simple owner of 7520 Cochran Road, South
15 Fulton (Tax Parcel ID: 09C-1200-0049-010-6), 0 Cochran Road, South Fulton, (Tax
16 Parcel ID. 09C-1200-0049-012-2), and 0 Cochran Road, South Fulton, (Tax Parcel ID.
17 09C-1200-0048-019-8) (collectively the "Property"); and

18 **WHEREAS**, Greystone Power Corporation is committed to enhancing and
19 improving its power infrastructure within the various communities and municipalities that
20 it serves within Fulton County; and

21 **WHEREAS**, Greystone Power Corporation desires to redesign and reconduct the
22 power lines along Cochran Road as part of the Cochran Road Bridge Replacement
23 Project (the "Project"), as more particularly identified in Exhibits A, B, C, and D attached
24 hereto and incorporated by reference; and

25 **WHEREAS**, Greystone Power Corporation has requested that Fulton County grant
26 access via three separate right of way easement agreements to complete planned power
27 line improvements as part of the Project; and

28 **WHEREAS**, it is the recommendation of the Department of Real Estate and Asset
29 Management to grant Greystone Power Corporation access to the Property for the

1 purpose of completing improvements to their electrical grid system and in conjunction
2 with planned improvements to the roadway system along Cochran Road; and

3 **WHEREAS**, pursuant to Fulton County Code § 1-117, the Board of Commissioners
4 has exclusive jurisdiction and control over directing and controlling all the property of the
5 County, as they may deem expedient, according to law.

6 **NOW THEREFORE BE IT RESOLVED** that the Fulton County the Board of
7 Commissioners hereby approves the three Right of Way Easement Agreements, in
8 substantially the form attached hereto as Exhibits E, F, and G, to the Greystone Power
9 Corporation so as to allow access to 7520 Cochran Road, South Fulton (Tax Parcel ID:
10 09C-1200-0049-010-6), 0 Cochran Road, South Fulton, (Tax Parcel ID. 09C-1200-0049-
11 012-2), and 0 Cochran Road, South Fulton, (Tax Parcel ID. 09C-1200-0048-019-8) for
12 the Project.

13 **BE IT FURTHER RESOLVED** that the Chairman of the Board of Commissioners
14 is authorized and directed to execute and deliver the three Right of Way Easement
15 Agreements and other necessary and related documents to Greystone Power
16 Corporation for the purpose of accessing the Property.

17 **BE IT FURTHER RESOLVED** that prior to execution of any documents by the
18 Chairman, the County Attorney shall approve the documents as to form and make any
19 necessary changes thereto to protect the County's interests.

20 **BE IT FINALLY RESOLVED** that this Resolution shall become effective upon its
21 adoption and that all resolutions and parts of resolutions in conflict with this Resolution
22 are hereby repealed to the extent of such conflict.

1 SO PASSED AND ADOPTED, this 20th day of March, 2024.

2
3 FULTON COUNTY BOARD OF COMMISSIONERS

4 

5
6 Robert L. Pitts, Chairman

7
8
9 ATTEST:

10 

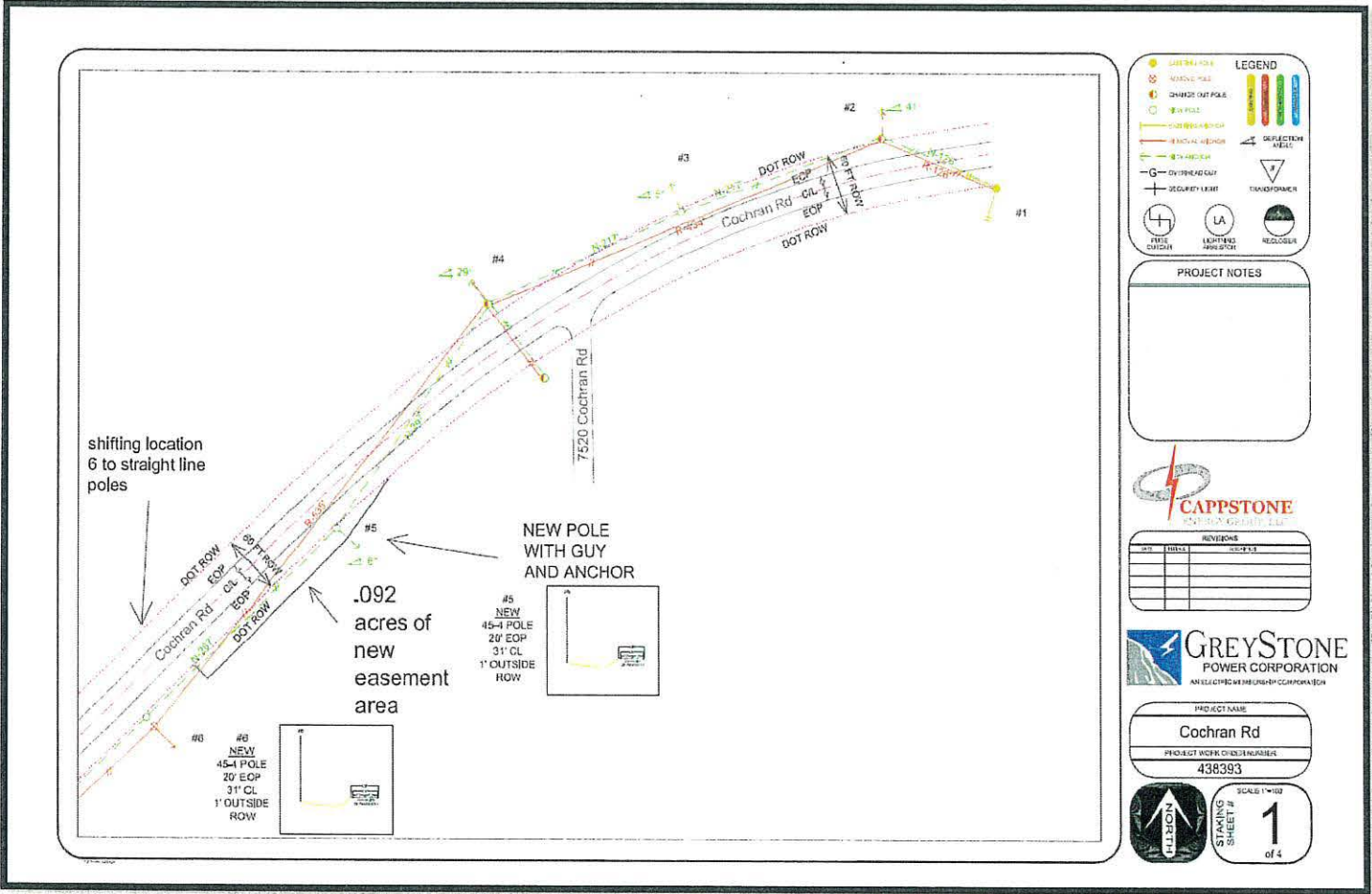
11
12 Tonya R. Grier, Clerk to the Commission

13
14
15 APPROVED AS TO FORM:

16 
17
18 Y. Soo Jo, County Attorney



EXHIBIT A



5

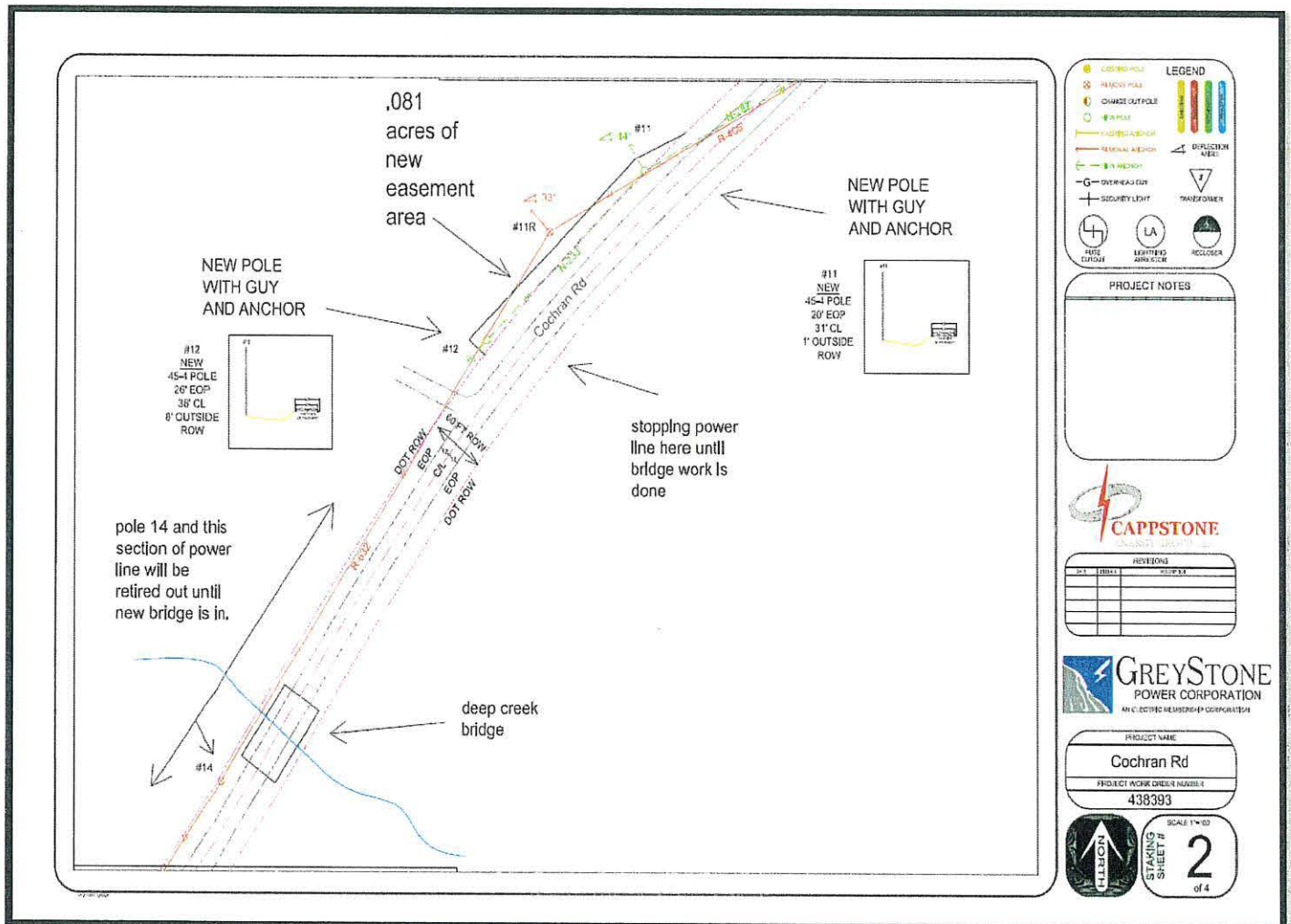


EXHIBIT C

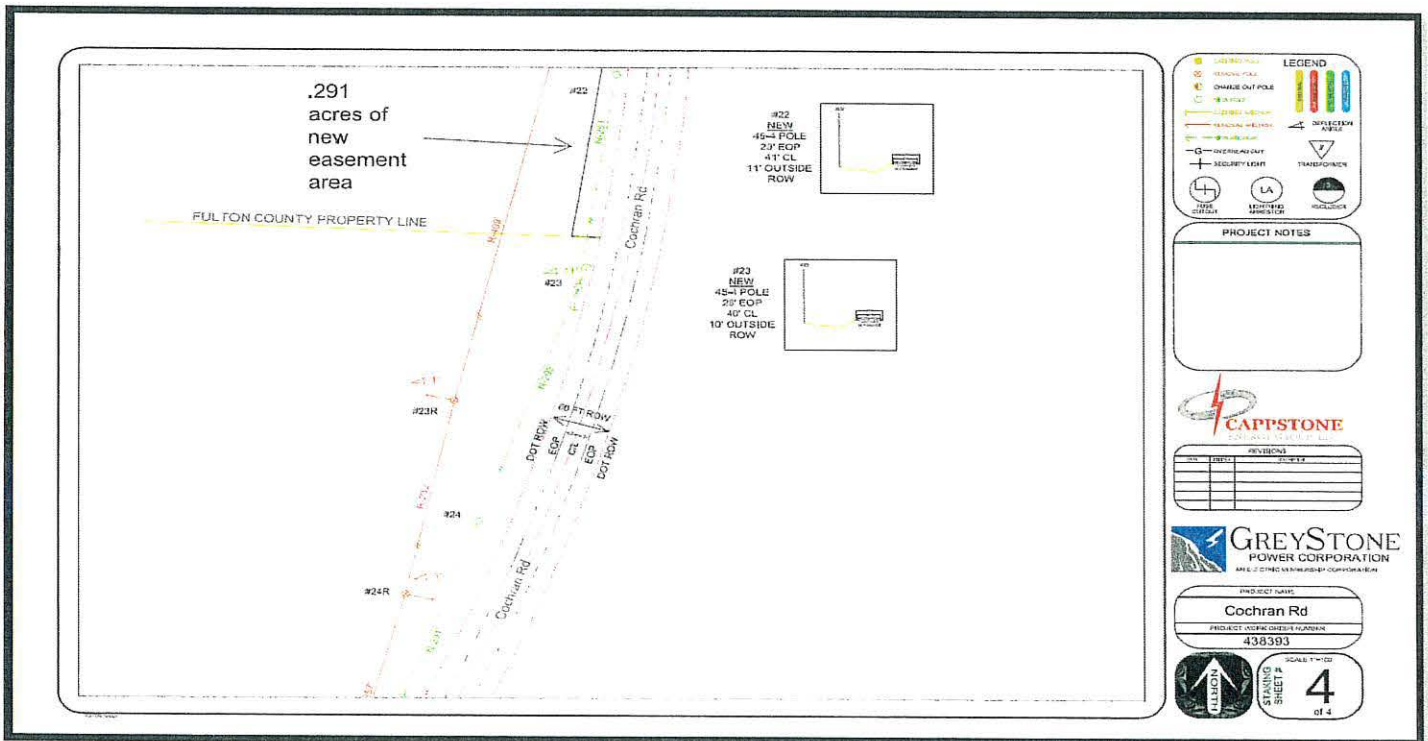
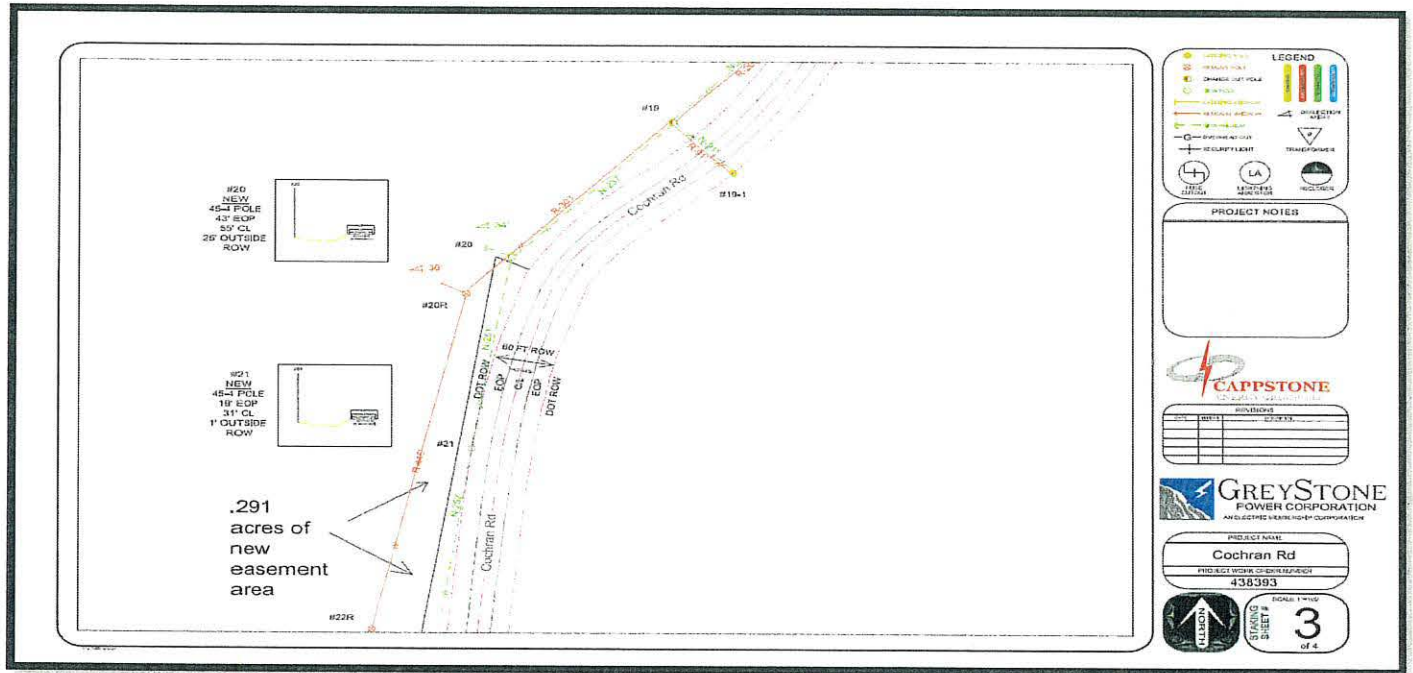


EXHIBIT D

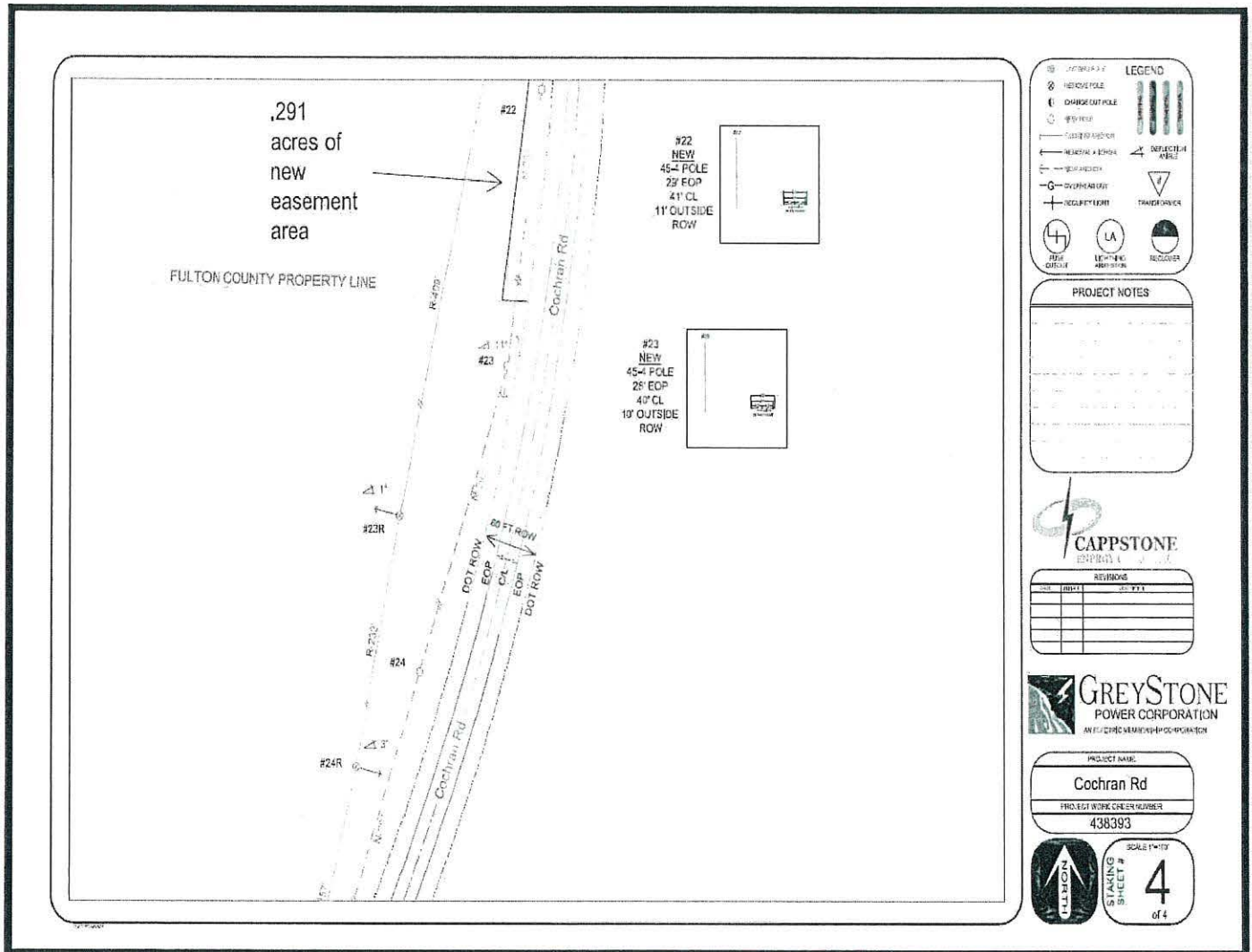


EXHIBIT E
RIGHT OF WAY EASEMENT AGREEMENT

1

**EXHIBIT F
RIGHT OF WAY EASEMENT AGREEMENT**

1

EXHIBIT G
RIGHT OF WAY EASEMENT AGREEMENT

GreyStone Power Corporation
P. O. Box 897
Douglasville, Georgia 30133-0897

STATE OF GEORGIA
FULTON COUNTY

RIGHT OF WAY EASEMENT

This **RIGHT OF WAY EASEMENT** granted and conveyed by grantor, Fulton County, a political subdivision of the State of Georgia whose mailing address is 141 Pryor Street Atlanta, Georgia 30303 ("Grantor") to GreyStone Power Corporation, an Electric Membership Corporation, whose post office address is P.O. Box 897, DOUGLASVILLE, GEORGIA, 30133 ("Grantee"), as of this 20th day of March 2024. The terms Grantor and Grantee to include each party named if more than one, each party's respective heirs, executors, administrators, successors and assigns, and the masculine, feminine and neuter gender where the context requires or permits. Grantor, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged by Grantor, does hereby grant unto Grantee the perpetual right and easement to go in and upon and occupy the property of Grantor described below (the "Property") for the following uses and purposes:

Construct and Reconstruct To install, reinstall, construct, reconstruct, replace, operate, maintain, use, repair, alter, improve, substitute for, extend and remove above ground, surface and underground lines, cables, apparatus and facilities (separately or collectively, the "System"), including, without limitation, poles, towers, crossarms, fixtures, conduits, manholes, vaults, transformers, pads, equipment and appliances, guywires, anchors and stub poles (which anchors and stub poles may be located outside the exterior boundaries of the right-of-way easement area described herein) as may now or hereafter be necessary or convenient for the transmission and distribution of electric energy, data, TV and communication signals and any other tangible or intangible commodity.

Ingress and Egress To enter upon the property through any adjacent property of Grantor at any time for any of the purposes enumerated above.

Right-of-Way Maintenance To keep and maintain the right-of-way easement area clear, by mechanical or chemical means or otherwise, of all structures, trees, stumps, roots, shrubbery and undergrowth within the right-of-way area described below. To cut and remove any tree or trees ("danger tree(s)") outside of the right-of-way area which, in the opinion of Grantee or its representatives, constitutes a hazard to or may endanger the safe and proper operation or maintenance of said lines and system. As used herein, a danger tree is a tree whose height plus five feet is equal to, or greater than, the distance from the base thereof to a point on the ground directly beneath the nearest portion of the System. Grantor may cut any such vegetation within the easement area.

MISCELLANEOUS Grantor warrants and represents that Grantor owns the property. Grantor covenants and agrees that the System installed incident to this right-of-way easement by Grantee or its representatives shall be and remain the property of Grantee which shall be removable and replaceable at its option.

RIGHT-OF-WAY EASEMENT AREA The right-of-way easement area shall be thirty feet (30) in width and shall be: Fifteen feet (15) on either side of the center line shown on Exhibit "A" annexed hereto and by reference incorporated herein.

DESCRIPTION OF PROPERTY All that tract of land, including abutting waterways, streets, roads and highways, being in Land Lot 0048, 09C, District, Fulton County, Georgia, more particularly described as follows:

The property of Grantor has an address of 0 Cochran Rd Fulton County, Georgia.

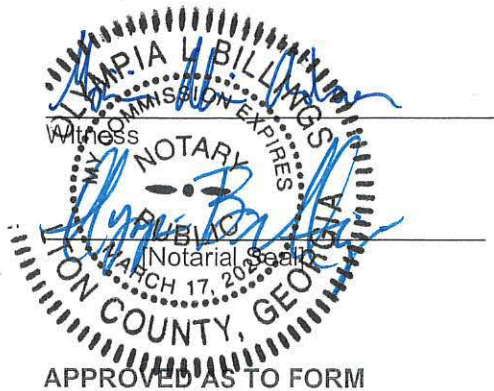
Parcel # 09C120000480198

IN WITNESS WHEREOF, the undersigned Grantor has set his hand and seal the year and date first above written.

Signed, sealed and delivered this 20th day of March, 2024
in the presence of:

By: [Signature]
Robert L. Pitts, Chairman
Fulton County Board of Commissioners

Attest: [Signature]
Tonya R. Grier
Clerk to the Commission



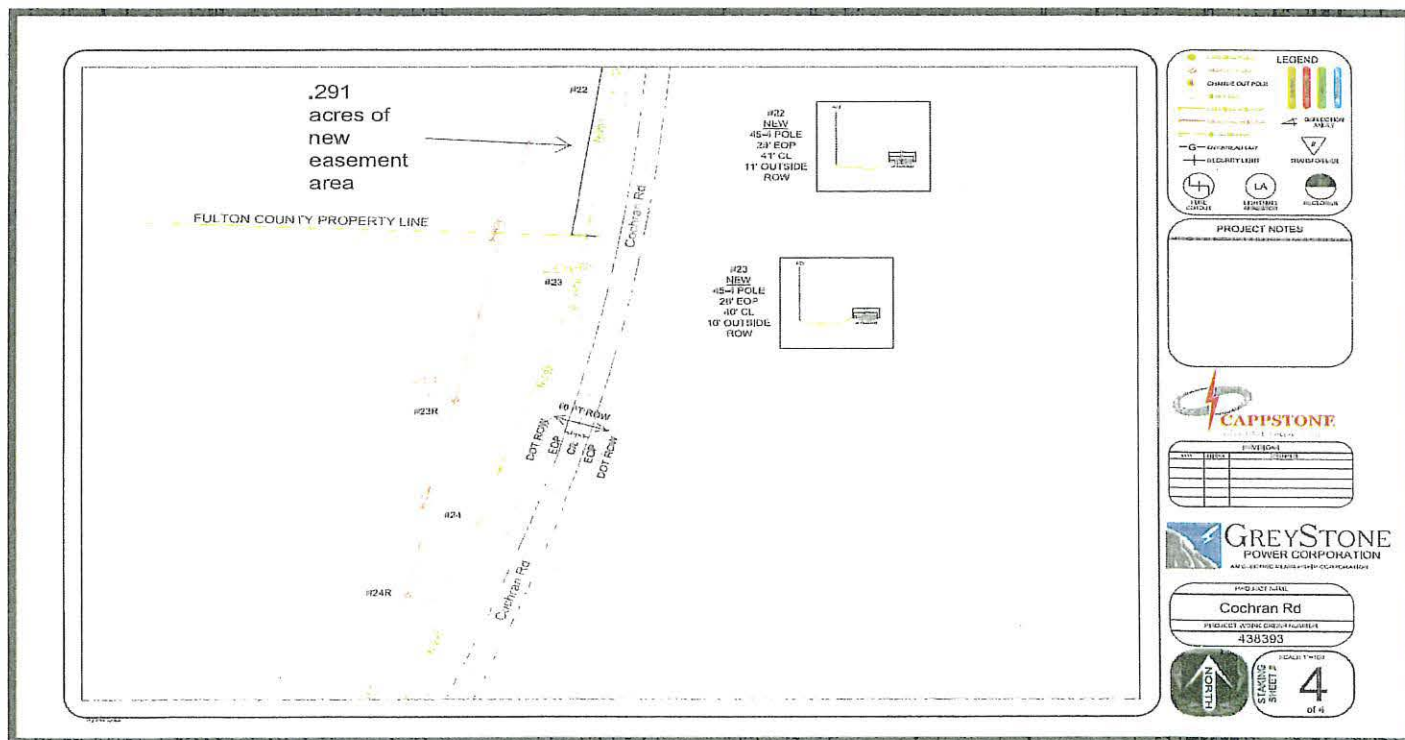
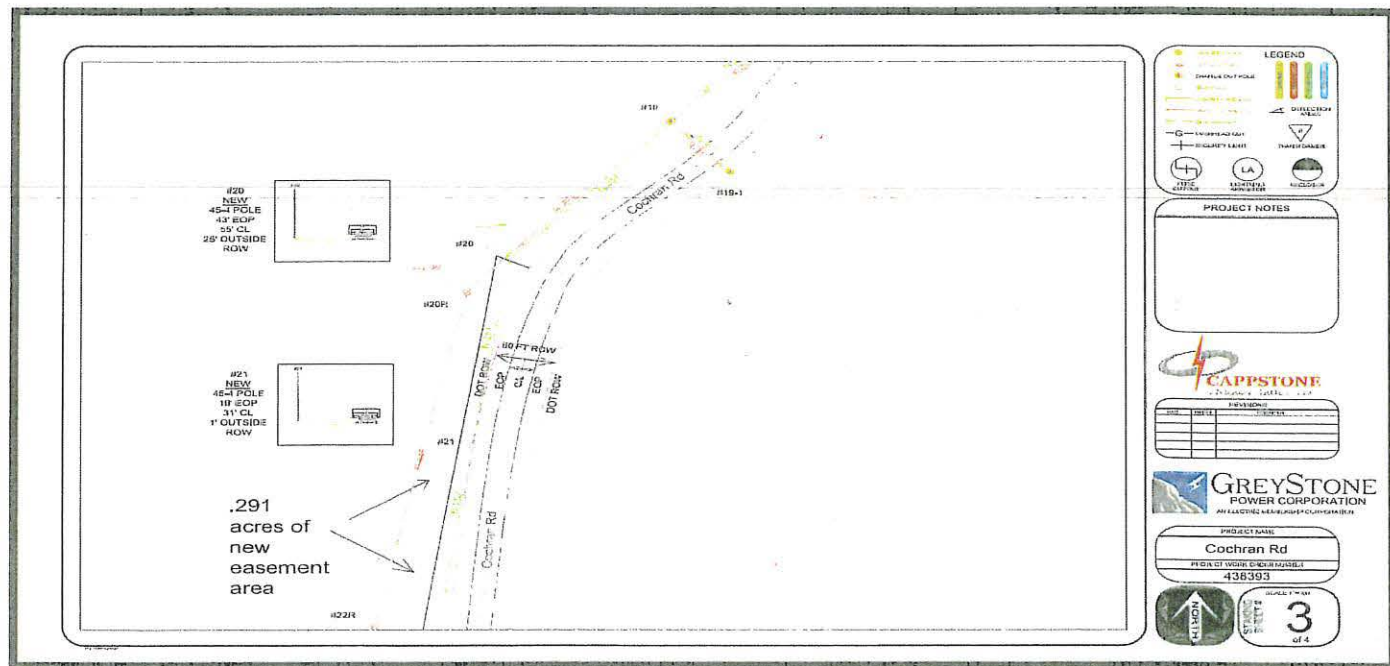
APPROVED AS TO FORM

[Signature]
Y. Soo Jo, County Attorney



ITEM # 24-1185 RCS 3/20/24
RECESS MEETING

Exhibit A



GreyStone Power Corporation
P. O. Box 897
Douglasville, Georgia 30133-0897

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FULTON COUNTY

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DESCRIPTION OF PROPERTY All that tract of land, including abutting waterways, streets, roads and highways, being in Land Lot 0049, 09C, District, Fulton County, Georgia, more particularly described as follows:

The property of Grantor has an address of 0 Cochran Rd Fulton County, Georgia.

Parcel # 09C120000490122

IN WITNESS WHEREOF, the undersigned Grantor has set his hand and seal the year and date first above written.

Signed, sealed and delivered this 20th day of March, 2024
in the presence of:



APPROVED AS TO FORM

[Signature]
Y. Soe Jo, County Attorney

FULTON COUNTY, a political subdivision of the State of Georgia

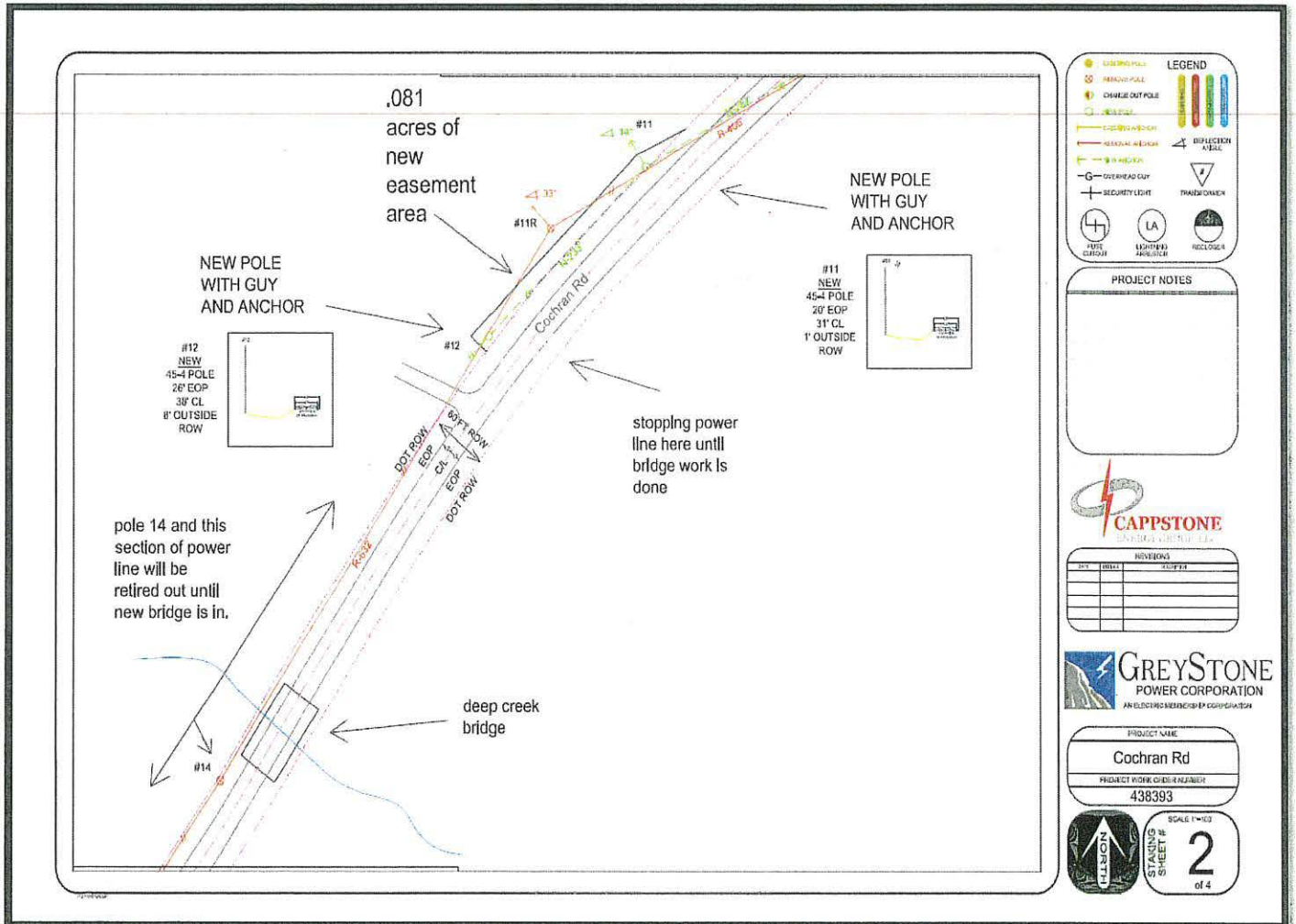
By: [Signature]
Robert L. Pitts, Chairman
Fulton County Board of Commissioners

Attest: [Signature]
Tonya R. Grier
Clerk to the Commission



ITEM # 24-0185 RCS 2/20/24
RECESS MEETING

Exhibit A



GreyStone Power Corporation
P. O. Box 897
Douglasville, Georgia 30133-0897

STATE OF GEORGIA
FULTON COUNTY

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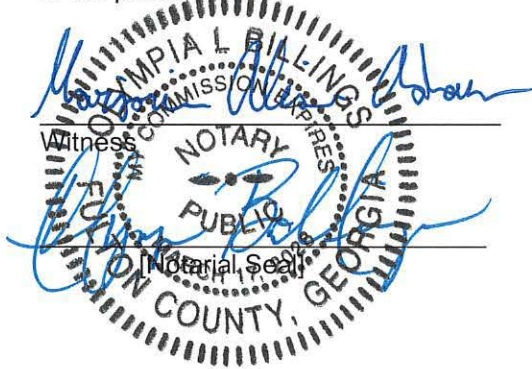
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The property of Grantor has an address of 0 Cochran Rd Fulton County, Georgia.

Parcel # 09C120000490106

IN WITNESS WHEREOF, the undersigned Grantor has set his hand and seal the year and date first above written.

Signed, sealed and delivered this 20th day of March, 2024
in the presence of:



APPROVED AS TO FORM

Y. Soo Jo
Y. Soo Jo, County Attorney

FULTON COUNTY, a political subdivision of the State of Georgia

By: [Signature]
Robert L. Pitts, Chairman
Fulton County Board of Commissioners

Attest: [Signature]
Tonya R. Grier
Clerk to the Commission



ITEM # 24-0185 RCS 3/20/24
RECESS MEETING

EXHIBIT A

