

1 A RESOLUTION AUTHORIZING THE TRANSFER OF THREE (3) DEEDS FOR
2 RIGHTS-OF-WAY AND LIMITED ACCESS RIGHTS FROM FULTON COUNTY
3 (GRANTOR) TO THE GEORGIA DEPARTMENT OF TRANSPORTATION (GRANTEE),
4 FOR COUNTY-OWNED REMNANT PARCELS LOCATED AT OR NEAR 0 MARTIN
5 LUTHER KING JR. DRIVE, ATLANTA, GEORGIA, 0 OAKCLIFF ROAD, ATLANTA,
6 GEORGIA, AND 0 SHIRLEY DRIVE, ATLANTA, GEORGIA, FOR THE PURPOSE OF
7 CONSTRUCTING ROADWAY IMPROVEMENTS; AUTHORIZING THE CHAIRMAN TO
8 EXECUTE THE DEEDS AND RELATED DOCUMENTS; AUTHORIZING THE COUNTY
9 ATTORNEY TO APPROVE THE DEEDS AND RELATED DOCUMENTS AS TO FORM
10 AND TO MAKE NECESSARY MODIFICATIONS THEREOF PRIOR TO EXECUTION;
11 AND FOR OTHER PURPOSES.

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

15 WHEREAS, Fulton County has fee simple ownership of the subject real properties
16 and all improvements within or adjacent to the rights-of-way located at:

17 (1) 0 Martin Luther King Jr. Drive, Atlanta, Georgia;

18 (2) 0 Oakcliff Road Atlanta, Georgia; and

19 (3) 0 Shirley Drive, Atlanta, Georgia

20 all located in Fulton County, more particularly described and depicted in yellow in Exhibits
21 "A-1", "A-2," and "A-3", attached hereto and incorporated herein by reference (collectively,
22 the "Properties"); and

23 WHEREAS, the Georgia Department of Transportation ("GDOT") desires to
24 construct roadway and drainage improvements as part of its I-285 / I-20 Interchange
25 Improvement Project, Project No. 0013918 (the "Project"), to promote the efficiency of
26 traffic flow in Fulton County; and

27 WHEREAS, GDOT requires access to and areas of the Properties for completion
28 of the Project; and

1 **WHEREAS**, GDOT has submitted a request to the Fulton County Department of
2 Real Estate and Asset Management (“DREAM”) to acquire rights-of-way and limited linear
3 access rights from the following properties:

4 (1) 0 Martin Luther King Jr. Drive, approximately 0.031 acres (1330.95 square feet)
5 of right-of-way and 40.38 linear feet of access;

6 (2) 0 Oakcliff Road, approximately 0.080 acres (3503.05 square feet) of right-of-
7 way and 52.77 linear feet of access; and

8 (3) 0 Shirley Drive, consisting of approximately 0.003 acres (147.90 square feet)
9 of right-of-way and 46.66 linear feet of access

10 all located in Fulton County; and

11 **WHEREAS**, DREAM completed an assessment of the Properties and proposed
12 construction drawings and determined that GDOT’s requested property rights will not
13 impact Fulton County’s operational needs; and

14 **WHEREAS**, DREAM recommends that Fulton County donates the requested real
15 property rights to GDOT for the construction of their planned Project; and

16 **WHEREAS**, O.C.G.A. § 36-9-3(a)(3)(A) authorizes the granting of rights-of-way
17 without a competitive process; and

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

21 **NOW THEREFORE BE IT RESOLVED**, that the Fulton County Board of
22 Commissioners hereby approves the donation of County-owned real properties as
23 follows:

1 (1) 0 Martin Luther King Jr Drive Atlanta, Georgia, consisting of approximately
2 0.031 acres (1330.95 square feet) of a right-of-way and 40.38 linear feet of
3 access;

4 (2) 0 Oakcliff Road Atlanta, Georgia, consisting of approximately 0.080 acres
5 (3503.05 square feet) of a right-of-way and 52.77 linear feet of access; and

6 (3) 0 Shirley Drive Atlanta, Georgia, consisting of approximately 0.003 acres
7 (147.90 square feet) of a right-of-way and 46.66 linear feet of access;

8 all in Fulton County, the subject properties being more particularly depicted in yellow in
9 Exhibits "A-1," "A-2" and "A-3", attached hereto and incorporated herein by reference, to
10 the Georgia Department of Transportation ("GDOT") for the purpose of constructing the
11 I-285 / I-20 Interchange Improvement Project to promote the efficiency of traffic flow in
12 Fulton County.

13 **BE IT FURTHER RESOLVED**, that the Chairman of the Fulton County Board of
14 Commissioners shall be authorized and directed to execute and deliver the Deeds for the
15 requested rights-of-way and limited access rights, in substantially the forms attached
16 hereto as Exhibits "B-1", "B-2", and "B-3," and any related documents to GDOT to
17 complete the transfer of property rights.

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

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

24 **SO PASSED AND ADOPTED**, this ____ day of _____ 2025.
25

**FULTON COUNTY BOARD OF
COMMISSIONERS**

Robert L. Pitts, Chairman (At-Large)

ATTEST:

Tonya R. Grier, Clerk to the Commission

APPROVED AS TO FORM:

Y. Soo Jo, County Attorney

EXHIBIT B, Page 1 of 2



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Exhibit A-3

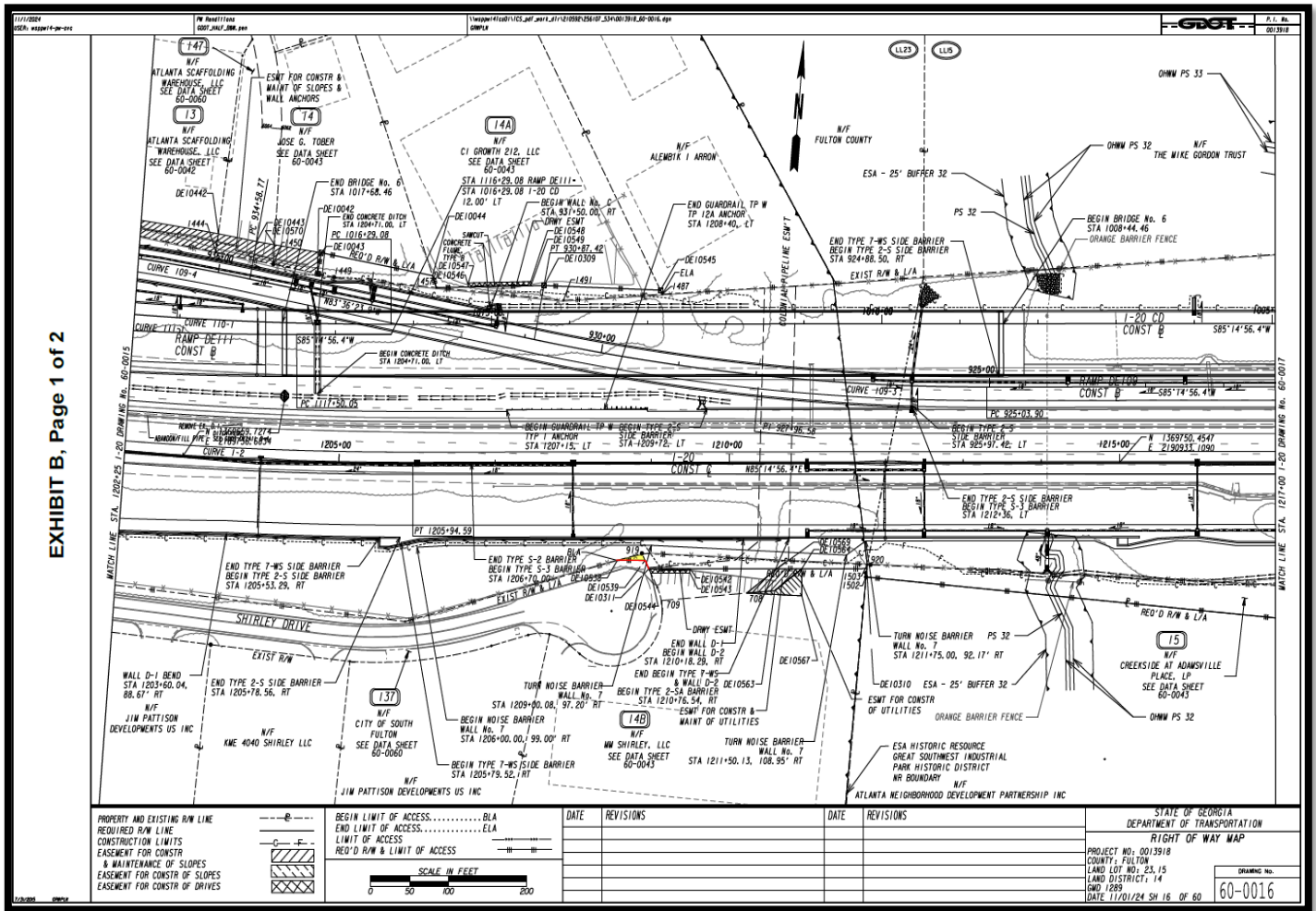


Exhibit B-1

Exhibit B-2

Exhibit B-3