

1 A RESOLUTION APPROVING THE CONVEYANCE OF A UTILITY EASEMENT
2 FROM FULTON COUNTY, GEORGIA TO THE COLONIAL PIPELINE COMPANY TO
3 COMPLETE THE PLANNED INSTALLATION OF PIPELINE PROTECTION
4 INFRASTRUCTURE EQUIPMENT AT COUNTY-OWNED PROPERTY LOCATED AT 0
5 MARTIN LUTHER KING JR. DRIVE SW (PARCEL ID 14F0023 LL0140);
6 AUTHORIZING THE CHAIRMAN TO EXECUTE THE EASEMENT AND RELATED
7 DOCUMENTS; AUTHORIZING THE COUNTY ATTORNEY TO APPROVE THE
8 EASEMENT AND RELATED DOCUMENTS AS TO FORM AND MAKE ANY
9 NECESSARY MODIFICATIONS THEREOF PRIOR TO EXECUTION; AND FOR
10 OTHER PURPOSES.

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

15 **WHEREAS**, Fulton County has fee simple ownership of 0 Martin Luther King Jr.
16 Drive SW, Atlanta, Georgia (Tax Parcel ID 14F0023 LL0140, the "Property") more
17 particularly described in Exhibit "A" hereto; and

18 **WHEREAS**, the Colonial Pipeline Company has requested that Fulton County
19 grant it a utility easement (as depicted in Exhibit "B" hereto) in order to complete
20 planned design, installation, and maintenance of a cathodic protection system for an
21 underground pipeline on the Property; and

22 **WHEREAS**, the Fulton County Department of Real Estate and Asset
23 Management ("DREAM") evaluated the requested easement on the Property, and
24 negotiated the terms for its conveyance to the Colonial Pipeline Company; and

25 **WHEREAS**, Colonial Pipeline Company has agreed to compensate Fulton
26 County for the fair market value of the easement area, in the amount of Thirteen
27 Thousand Nine Hundred Dollars and No/100 (\$13,900.00); and

28 **WHEREAS**, DREAM recommends that the Fulton County Board of
29 Commissioners accept the offer from the Colonial Pipeline Company to purchase the
30 requested easement for Thirteen Thousand Nine Hundred Dollars and No/100

1 (\$13,900.00) so that Colonial Pipeline Company may complete the planned pipeline
2 protection improvements on the Property; and

3 **WHEREAS**, pursuant to O.C.G.A. § 36-9-3, Fulton County has the authority to
4 sell, grant, lease, rent, convey, or transfer any real property owned by the County, and
5 pursuant to Fulton County Code § 1-117, the Board of Commissioners has exclusive
6 jurisdiction and control over directing and controlling the property of the County as they
7 may deem expedient, according to law.

8 **NOW THEREFORE BE IT RESOLVED**, that the Board of Commissioners of
9 Fulton County, Georgia, hereby approves of conveyance of the utility easement from
10 Fulton County to the Colonial Pipeline Company, as more particularly described in
11 Exhibit “B” attached hereto.

12 **BE IT FURTHER RESOLVED**, that the Chairman of Fulton County Board of
13 Commissioners be authorized and directed to execute and deliver the easement, in
14 substantially the form attached hereto as Exhibit “C”, and any other necessary
15 documents to the Colonial Pipeline Company to complete the transfer of the real
16 property rights.

17 **BE IT FURTHER RESOLVED** that prior to execution of any documents, the
18 County Attorney shall approve all documents as to form and make any necessary
19 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.

23 **SO PASSED AND ADOPTED**, this ____ day of _____ 2026.
24

FULTON COUNTY BOARD OF COMMISSIONERS:

Robert L. Pitts, Chairman

ATTEST:

Tonya R Grier, Clerk to the Commission

APPROVED AS TO FORM:

Y. Soo Jo, County Attorney

Exhibit A

The Property

As depicted in blue below:



The Requested Easement Area



Exhibit C

Form of Utility Easement