

7
DISTRICT NUMBER

Fulton County, GA. 70 Fulton A-121-007615-7
 NAME OF APPLICANT SR NUMBER COUNTY MILE POST PERMIT NUMBER

To the extent provided by law, the undersigned agrees to indemnify and hold harmless the Georgia Department of Transportation, the State of Georgia, its agencies and instrumentalities, and all of their respective officers, members, employees and directors (collectively referred to as the "DOT") from and against any and all claims, demands, liabilities, losses, cost or expensed, including attorney's fees, and from the payment of any sum or sums of money to any persons whomsoever (including third persons or subcontractors, employees or agents of the undersigned or of DOT), for any loss due to personal injury, bodily injury, death, or property damage arising out of, attributable to, or resulting from this permit or in any way attributable to the activities authorized by this permit; or due to any violation of this permit by the permit holder, or due to the application or violation of any pertinent Federal, State, or local law, rule or regulation in connection with this permit or authorized by this permit. If and to the extent such damage or loss covered by this indemnification is paid by any State self-insured funds (the "Funds") established and maintained by the State of Georgia Department of Administrative Services Risk Management Division (DOAS), the undersigned agrees to reimburse the Funds for such monies paid out by the Funds. The undersigned acknowledges the permits can be granted in situations where limited sight distance exists, and that the DOT makes no warranty, express or implied, concerning sight distance or other engineering considerations involved in granting this permit. The undersigned further acknowledges that the DOT has relied upon the representations made by the undersigned in applying for this permit, including the undersigned's representations that all conditions of the permit shall be met and that the undersigned shall meet all DOT specifications, as well as all relevant Federal, State and local laws, rules or regulation in the activities authorized by this permit. This indemnification shall apply where the DOT may be partially responsible for the situation giving rise to the claim.

Rena Y. B...
 SIGNATURE OF APPLICANT

11/22/2022
 DATE



ITEM # 22-0710 RM 10/5/22
 REGULAR MEETING

GDOT Bonding Requirements for Encroachment Permits Letter

Georgia Department of Transportation
Traffic Operations
5025 New Peachtree Road
Chamblee, GA 30341

Subject: Bonding Requirements for Encroachment Permits Applied for
Any Date Between 10 / 5 / 2022 and 10 / 4 / 2023 (one Year Time Period)

Sirs:

This is to advise that Fulton County Government agrees to comply with all stipulations, requirements, and specifications, and accepts responsibility for the satisfactory completion and construction activities of all permit numbers assigned between the above dates which the Georgia Department of Transportation approves and issues to Fulton County Government. Approved permits are to authorize Fulton County Government forces to perform certain construction work as described therein within the Right of Way of any highway, road, or street under Georgia DOT jurisdiction within Fulton County Government, at any location requiring a permit from the Georgia DOT. If any other forces other than Fulton County Government perform work a prescribed bond will be required. A copy of this letter shall be provided with each permit request, where the forces of Local Government are performing the work.

Sincerely,



Authorized Signature

Robert L. Pitts, Chairman
Title



note:

(THE NAME THAT APPEARS ON THE APPLICATION SHOULD BE THE SAME NAME FILLED IN AT THE, "* NAME OF LOCAL GOVERNMENT". EACH AGENCY OF THE LOCAL GOVERNMENT WILL BE RESPONSIBLE FOR PROVIDING A BOND LETTER WHEN NEEDED)

ITEM # 22-0710 RM 10 / 5 / 22
REGULAR MEETING

GEORGIA DEPARTMENT OF TRANSPORTATION
ONE GEORGIA CENTER, 600 WEST PEACHTREE STREET N.W., ATLANTA GEORGIA 30306

RIGHT-OF-WAY DEED

GEORGIA, FULTON COUNTY

STATE ROUTE NO. 70
PERMIT NO. A-121-007615-7

THIS CONVEYANCE made and executed the 22nd day of November 2022

WITNESSETH that FULTON COUNTY the undersigned (hereinafter referred to as ("Grantor")) is the owner of a tract of land in Fulton County through which the highway, known as State Route 70, has been laid out by the GEORGIA DEPARTMENT OF TRANSPORTATION being more particularly described in a map and drawing of said road in the office of the Georgia Department of Transportation, One Georgia Center, 600 West Peachtree Street N.W., Atlanta, Georgia, to which reference is hereby made.

NOW THEREFORE, in consideration of the benefit to said property by the construction and maintenance of said road, and in consideration of ONE DOLLAR (\$1.00), in hand paid, the receipt whereof is hereby acknowledged, Grantor does hereby grant, sell and convey to said Department of Transportation, and their successors in office so much land as to make a right-of-way for said road as surveyed, being more particularly described as follows:

All that tract of parcel of land lying and being in Land Lot **317** of the **17th** Land District and/or **N/A** Georgia Militia District of Fulton County, Georgia, and being more particularly described on Exhibit "A" attached hereto and made a part hereof by this reference.

Said right-of-way is hereby conveyed, consisting of **0.135** acres, more or less, as shown on the plat of the property prepared by **LOWE ENGINEERS** dated 5/23/2022 revised **N/A** said plan attached hereto and made part of this deed as Exhibit "B".

Parcel No. _____

STATE ROUTE NO. 70
PERMIT NO. A-121-007615-7

TO HAVE AND 'TO HOLD the said conveyed premises in fee simple and any rights Grantor has or may have in and to existing public rights of way are hereby quitclaimed and conveyed unto the Georgia Department of Transportation.

Grantor hereby warrants that Grantor has the right to sell convey said land and bind himself, his heirs, executors and administrators forever to defend by virtue of these presents.

IN WITNESSETH WHEREOF, Grantor has hereunto set his hand and seal the day and year first above written.

Signed, sealed, and delivered this 22nd day of November, 2022 in the presence of:

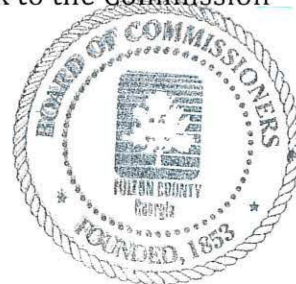
Adena Adams

Witness



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

Attest: Tonya R. Grier
Tonya R. Grier,
Clerk to the Commission



APPROVED AS TO FORM
This 9 day of 11, 2022.

[Signature]
County Attorney

Parcel No. _____

Parcel No. TO 118
Revised 07/15/2009

ITEM # 22-0710 RM 10/5/22
REGULAR MEETING

RIGHT-OF-WAY DEDICATION PLAT FOR
FULTON COUNTY ANIMAL SERVICE FACILITY

1251 FULTON INDUSTRIAL BOULEVARD
ATLANTA, FULTON COUNTY, GA 30336

TAX PARCEL: 17 0268
LAND LOT: 0317

FAA ASN #: 2020-ASO-12170-OE
CITY OF ATLANTA PERMIT #: LD-202100130
GDOT TRAFFIC PERMIT#: S-121-002420-7

GDOT SPECIAL ENCROACHMENT PERMIT#: A-121-007615-7



PROFESSIONAL SEAL

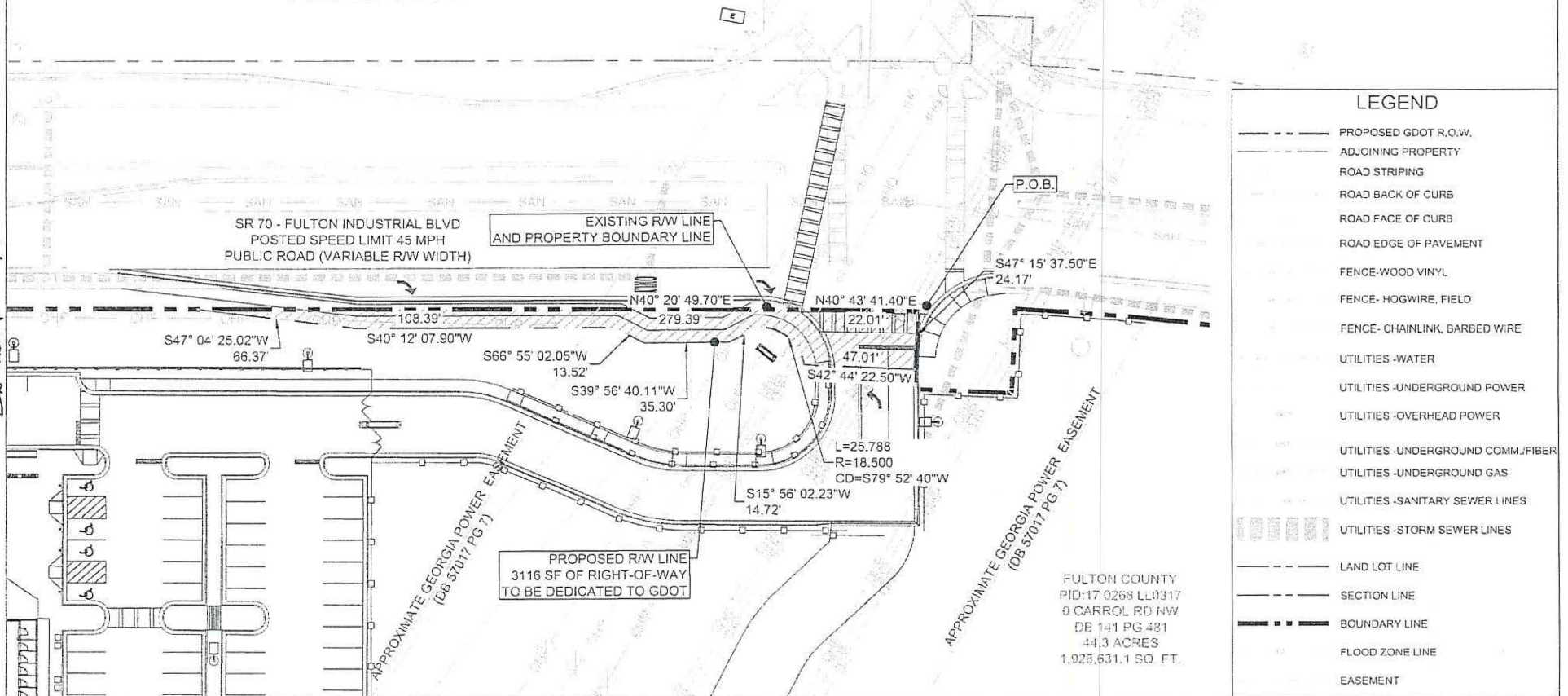
5/23/2022

GENERAL SITE NOTES

1. TOPOGRAPHIC SURVEY BY LOWE ENGINEERS, DATED 3/20/2020.
2. FLOODPLAIN IS PRESENT ON SITE AS DEPICTED BY FEMA FIRM PANEL NUMBER 13121C0217F, DATED 09/18/2013.
3. OWNER IS RESPONSIBLE FOR OBTAINING ANY NECESSARY AGREEMENTS FROM ADJACENT PROPERTY OWNERS IN ORDER TO PERFORM THE REQUIRED OFFSITE WORK, INCLUDING STORM DRAINAGE, UTILITY CONNECTIONS, SIDEWALK, CURB AND GUTTER AND PAVEMENT TIE-INS AND GRADING.
4. PROPOSED LINE WORK TAKEN FROM SPECIAL ENCROACHMENT PLANS GDOT PERMIT #A-121-007615-7

UPS DISTRIBUTION FACILITY

Exhibit "A"



LOWE ENGINEERS 990 HAMMOND DRIVE
SUITE 900
ATLANTA, GA 30328

GDOT ROW DEDICATION SIGNALIZED ENTRANCE

FULTON COUNTY ANIMAL SERVICE FACILITY
1251 FULTON INDUSTRIAL BOULEVARD NW, ATLANTA, GA 30336

RIGHT-OF-WAY DEDICATION PLAT FOR
FULTON COUNTY ANIMAL SERVICE FACILITY

1251 FULTON INDUSTRIAL BOULEVARD
ATLANTA, FULTON COUNTY, GA 30336

TAX PARCEL: 17 0268
LAND LOT: 0317

FAA ASN #: 2020-ASO-12170-OE
CITY OF ATLANTA PERMIT #: LD-202100130
GDOT TRAFFIC PERMIT #: S-121-002420-7

GDOT SPECIAL ENCROACHMENT PERMIT #: A-121-007615-7

LEGAL DESCRIPTION: UNSIGNALIZED ENTRANCE GDOT ROW DEDICATION

ALL THAT GEORGIA DEPARTMENT OF TRANSPORTATION DEDICATION LYING AND BEING IN LAND LOT 0317 OF THE 17TH DISTRICT, FULTON COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED AT THE INTERSECTION OF THE EAST LINE OF LAND LOT 17, OF SAID DISTRICT AND COUNTY, WITH THE SOUTHEASTERLY RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD; RUNNING THENCE ALONG SAID RIGHT-OF-WAY SAID $\frac{1}{2}$ INCH IRON ROD FOUND BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE SOUTHERN RIGHT-OF-WAY LINE OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) FOLLOWING COURSES AND DISTANCES: NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 222.52 FEET TO A POINT; THENCE SOUTH 03 DEGREES 27 MINUTES AND 30.70 SECONDS EAST A DISTANCE OF 25.16 FEET TO A POINT; THENCE SOUTH 40 DEGREES 14 MINUTES AND 33.85 SECONDS WEST A DISTANCE OF 82.30 FEET TO A POINT; THENCE SOUTH 00 DEGREES 01 MINUTES AND 44.58 SECONDS EAST A DISTANCE OF 33.31 FEET; THENCE 67.584 FEET ALONG AN ARC OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 76.50 FEET AND A CHORD BEARING AND DISTANCE OF SOUTH 65 DEGREES 24 MINUTES AND 39 SECONDS WEST TO A POINT; THENCE SOUTH 40 DEGREES 6 MINUTES AND 2.72 SECONDS WEST A DISTANCE OF 51.47 FEET TO A POINT; THENCE SOUTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS WEST A DISTANCE OF 100.62 FEET TO A POINT; THENCE SOUTH 47 DEGREES 19 MINUTES AND 22.54 SECONDS WEST A DISTANCE OF 111.04 FEET TO A POINT ALONG SOUTHERN PORTION OF THE FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) RIGHT-OF-WAY; THENCE NORTH 41 DEGREES 07 MINUTES AND 35.28 SECONDS EAST A DISTANCE OF 116.35 FEET TO A POINT ALONG SOUTHERN PORTION OF THE FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) RIGHT-OF-WAY; THENCE NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 106.56 FEET TO A $\frac{1}{2}$ INCH IRON PIN FOUND, SAID POINT BEING THE TRUE POINT OF BEGINNING.

SAID GEORGIA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY DEDICATION CONTAINING 5,396 SQ.FT (0.135 ACRES)

LEGAL DESCRIPTION: SIGNALIZED ENTRANCE GDOT ROW DEDICATION

ALL THAT GEORGIA DEPARTMENT OF TRANSPORTATION DEDICATION LYING AND BEING IN LAND LOT 0317 OF THE 17TH DISTRICT, FULTON COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A R/W MARKER FOUND AT THE SOUTHEASTERN PORTION OF THE RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) (R/W VARIES) SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE SOUTHERN RIGHT-OF-WAY LINE OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) FOLLOWING COURSES AND DISTANCES: SOUTH 47 DEGREES 15 MINUTES AND 37.50 SECONDS EAST A DISTANCE OF 24.17 FEET TO A POINT; THENCE SOUTH 42 DEGREES 44 MINUTES AND 22.50 SECONDS WEST A DISTANCE OF 47.01 FEET TO A POINT; THENCE 25.785 FEET ALONG AN ARC OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 18.50 FEET AND A CHORD BEARING AND DISTANCE OF SOUTH 79 DEGREES 52 MINUTES AND 40 SECONDS WEST TO A POINT; THENCE SOUTH 15 DEGREES 56 MINUTES AND 2.23 SECONDS WEST A DISTANCE OF 14.72 FEET TO A POINT; THENCE SOUTH 39 DEGREES 55 MINUTES AND 40.11 SECONDS WEST A DISTANCE OF 36.30 FEET TO A POINT; THENCE SOUTH 66 DEGREES 55 MINUTES AND 2.05 SECONDS WEST A DISTANCE OF 13.52 FEET TO A POINT; THENCE SOUTH 40 DEGREES 12 MINUTES AND 7.90 SECONDS WEST A DISTANCE OF 108.39 FEET TO A POINT; THENCE SOUTH 47 DEGREES 4 MINUTES AND 25.02 SECONDS WEST A DISTANCE OF 66.37 FEET TO A POINT ALONG THE SOUTHERN RIGHT-OF-WAY LINE FOR FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70); THENCE NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 279.39 FEET TO A R/W MARKER FOUND ALONG THE SOUTHERN RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70); THENCE NORTH 40 DEGREES 43 MINUTES AND 41.40 SECONDS EAST A DISTANCE OF 22.01 FEET TO A R/W MARKER FOUND ALONG THE SOUTHERN RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70), SAID POINT BEING THE TRUE POINT OF BEGINNING.

SAID GEORGIA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY DEDICATION CONTAINING 3,116 SQ.FT (0.071 ACRES)



PROFESSIONAL SEAL

5/23/2022

LOWE
ENGINEERS

990 HAMMOND DRIVE
SUITE 900
ATLANTA, GA 30328

LEGAL DESCRIPTIONS FOR GDOT ROW DEDICATIONS

FULTON COUNTY ANIMAL SERVICE FACILITY
1251 FULTON INDUSTRIAL BOULEVARD NW, ATLANTA, GA 30336

Exhibit "B"

GEORGIA DEPARTMENT OF TRANSPORTATION
ONE GEORGIA CENTER, 600 WEST PEACHTREE STREET N.W., ATLANTA GEORGIA 30306

RIGHT-OF-WAY DEED

GEORGIA, FULTON COUNTY

STATE ROUTE NO. 70
PERMIT NO. A-121-007615-7

THIS CONVEYANCE made and executed the 2ND day of November 2022

WITNESSETH that FULTON COUNTY the undersigned (hereinafter referred to as ("Grantor")) is the owner of a tract of land in Fulton County through which the highway, known as State Route 70, has been laid out by the GEORGIA DEPARTMENT OF TRANSPORTATION being more particularly described in a map and drawing of said road in the office of the Georgia Department of Transportation, One Georgia Center, 600 West Peachtree Street N.W. Atlanta, Georgia, to which reference is hereby made.

NOW THEREFORE, in consideration of the benefit to said property by the construction and maintenance of said road, and in consideration of ONE DOLLAR (\$1.00), in hand paid, the receipt whereof is hereby acknowledged, Grantor does hereby grant, sell and convey to said Georgia Department of Transportation, and their successors in office so much land as to make a right-of-way for said road as surveyed, being more particularly described as follows:

All that tract of parcel of land lying and being in Land Lot **317** of the **17th** Land District and/or **N/A** Georgia Militia District of Fulton County, Georgia, and being more particularly described on Exhibit "A" attached hereto and made a part hereof by this reference.

Said right-of-way is hereby conveyed, consisting of **0.071** acres, more or less, as shown on the plat of the property prepared by **LOWE ENGINEERS** dated 5/23/2022 revised **N/A** said plan attached hereto and made part of this deed as Exhibit "B".

Parcel No. _____

STATE ROUTE NO. 70
PERMIT NO. A-121-007615-7

TO HAVE AND TO HOLD the said conveyed premises in fee simple and any rights Grantor has or may have in and to existing public rights of way are hereby quitclaimed and conveyed unto the Department of Transportation.

Grantor hereby warrants that Grantor has the right to sell convey said land and bind himself, his heirs, executors and administrators forever to defend by virtue of these presents.

IN WITNESSETH WHEREOF, Grantor has hereunto set his hand and seal the day and year first above written.

Signed, sealed, and delivered this 22nd day of November, 2022 in the presence of:

Adena Adams
Witness

Alynn Bally
Notary Public



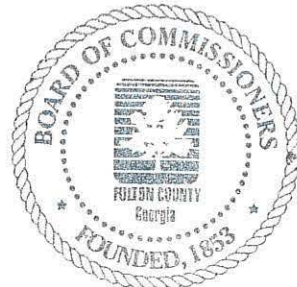
APPROVED AS TO FORM

This 9 day of 11, 2022.

W. Lee Jr.
County Attorney

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

Attest: Tonya R. Grier
Tonya R. Grier,
Clerk to the Commission



Parcel No. TO 118
Revised 07/15/2009

Parcel No. _____

ITEM # 22-0716 RM 10/5/22
REGULAR MEETING

RIGHT-OF-WAY DEDICATION PLAT FOR FULTON COUNTY ANIMAL SERVICE FACILITY

1251 FULTON INDUSTRIAL BOULEVARD
ATLANTA, FULTON COUNTY, GA 30336
TAX PARCEL: 17 0268
LAND LOT: 0317

FAA ASN #: 2020-ASO-12170-OE
CITY OF ATLANTA PERMIT #: LD-202100130
GDOT TRAFFIC PERMIT#: S-121-002420-7
GDOT SPECIAL ENCROACHMENT PERMIT#: A-121-007615-7



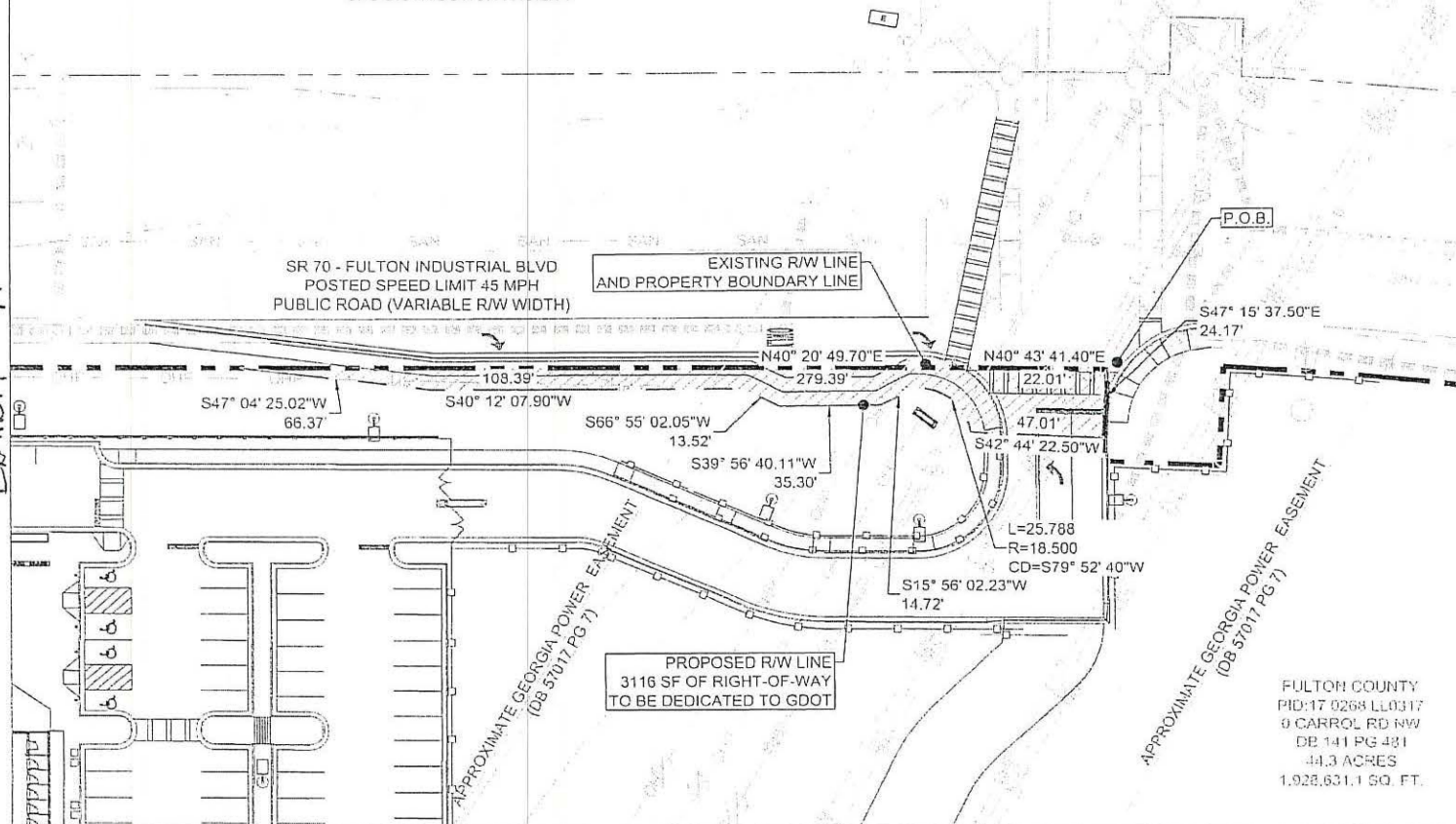
PROFESSIONAL SEAL
5/23/2022

GENERAL SITE NOTES

1. TOPOGRAPHIC SURVEY BY LOWE ENGINEERS, DATED 3/20/2020.
2. FLOODPLAIN IS PRESENT ON SITE AS DEPICTED BY FEMA FIRM PANEL NUMBER 13121C0217F, DATED 09/18/2013.
3. OWNER IS RESPONSIBLE FOR OBTAINING ANY NECESSARY AGREEMENTS FROM ADJACENT PROPERTY OWNERS IN ORDER TO PERFORM THE REQUIRED OFFSITE WORK, INCLUDING STORM DRAINAGE, UTILITY CONNECTIONS, SIDEWALK, CURB AND GUTTER AND PAVEMENT TIE-INS AND GRADING.
4. PROPOSED LINE WORK TAKEN FROM SPECIAL ENCROACHMENT PLANS GDOT PERMIT #A-121-007615-7

UPS DISTRIBUTION FACILITY

Exhibit "A"



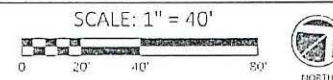
LEGEND

- PROPOSED GDOT R.O.W.
- ADJOINING PROPERTY
- ROAD STRIPING
- ROAD BACK OF CURB
- ROAD FACE OF CURB
- ROAD EDGE OF PAVEMENT
- FENCE-WOOD VINYL
- FENCE-HOGWIRE, FIELD
- FENCE-CHAINLINK, BARBED WIRE
- UTILITIES-WATER
- UTILITIES-UNDERGROUND POWER
- UTILITIES-OVERHEAD POWER
- UTILITIES-UNDERGROUND COMM./FIBER
- UTILITIES-UNDERGROUND GAS
- UTILITIES-SANITARY SEWER LINES
- UTILITIES-STORM SEWER LINES
- LAND LOT LINE
- SECTION LINE
- BOUNDARY LINE
- FLOOD ZONE LINE
- EASEMENT

LOWE
ENGINEERS
990 HAMMOND DRIVE
SUITE 900
ATLANTA, GA 30328

GDOT ROW DEDICATION SIGNALIZED ENTRANCE

FULTON COUNTY ANIMAL SERVICE FACILITY
1251 FULTON INDUSTRIAL BOULEVARD NW, ATLANTA, GA 30336



RIGHT-OF-WAY DEDICATION PLAT FOR
FULTON COUNTY ANIMAL SERVICE FACILITY

1251 FULTON INDUSTRIAL BOULEVARD
ATLANTA, FULTON COUNTY, GA 30338

TAX PARCEL: 17 0268
LAND LOT: 0317

FAA ASN #: 2020-ASO-12170-OE

CITY OF ATLANTA PERMIT #: LD-202100130

GDOT TRAFFIC PERMIT#: S-121-002420-7

GDOT SPECIAL ENCROACHMENT PERMIT#: A-121-007615-7

LEGAL DESCRIPTION: UNSIGNALIZED ENTRANCE GDOT ROW DEDICATION

ALL THAT GEORGIA DEPARTMENT OF TRANSPORTATION DEDICATION LYING AND BEING IN LAND LOT 0317 OF THE 17TH DISTRICT, FULTON COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED AT THE INTERSECTION OF THE EAST LINE OF LAND LOT 17, OF SAID DISTRICT AND COUNTY, WITH THE SOUTHEASTERLY RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD; RUNNING THENCE ALONG SAID RIGHT-OF-WAY SAID $\frac{1}{2}$ INCH IRON ROD FOUND BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE SOUTHERN RIGHT-OF-WAY LINE OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) FOLLOWING COURSES AND DISTANCES: NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 222.52 FEET TO A POINT; THENCE SOUTH 03 DEGREES 27 MINUTES AND 30.70 SECONDS EAST A DISTANCE OF 25.16 FEET TO A POINT; THENCE SOUTH 40 DEGREES 14 MINUTES AND 33.86 SECONDS WEST A DISTANCE OF 82.30 FEET TO A POINT; THENCE SOUTH 00 DEGREES 01 MINUTES AND 44.50 SECONDS EAST A DISTANCE OF 33.31 FEET; THENCE 67.584 FEET ALONG AN ARC OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 76.50 FEET AND A CHORD BEARING AND DISTANCE OF SOUTH 65 DEGREES 24 MINUTES AND 39 SECONDS WEST TO A POINT; THENCE SOUTH 40 DEGREES 6 MINUTES AND 2.72 SECONDS WEST A DISTANCE OF 51.47 FEET TO A POINT; THENCE SOUTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS WEST A DISTANCE OF 100.62 FEET TO A POINT; THENCE SOUTH 47 DEGREES 19 MINUTES AND 22.54 SECONDS WEST A DISTANCE OF 111.04 FEET TO A POINT ALONG SOUTHERN PORTION OF THE FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) RIGHT-OF-WAY; THENCE NORTH 41 DEGREES 07 MINUTES AND 35.28 SECONDS EAST A DISTANCE OF 116.35 FEET TO A POINT ALONG SOUTHERN PORTION OF THE FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) RIGHT-OF-WAY; THENCE NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 106.56 FEET TO A $\frac{1}{2}$ INCH IRON PIN FOUND, SAID POINT BEING THE TRUE POINT OF BEGINNING.

SAID GEORGIA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY DEDICATION CONTAINING 5,896 SQ.FT (0.135 ACRES)

LEGAL DESCRIPTION: SIGNALIZED ENTRANCE GDOT ROW DEDICATION

ALL THAT GEORGIA DEPARTMENT OF TRANSPORTATION DEDICATION LYING AND BEING IN LAND LOT 0317 OF THE 17TH DISTRICT, FULTON COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A RAW MARKER FOUND AT THE SOUTHEASTERN PORTION OF THE RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) (RAW VARIES) SAID POINT BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE SOUTHERN RIGHT-OF-WAY LINE OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) FOLLOWING COURSES AND DISTANCES: SOUTH 47 DEGREES 15 MINUTES AND 37.50 SECONDS EAST A DISTANCE OF 24.17 FEET TO A POINT; THENCE SOUTH 42 DEGREES 44 MINUTES AND 22.50 SECONDS WEST A DISTANCE OF 47.01 FEET TO A POINT; THENCE 25.786 FEET ALONG AN ARC OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 18.50 FEET AND A CHORD BEARING AND DISTANCE OF SOUTH 79 DEGREES 52 MINUTES AND 40 SECONDS WEST TO A POINT; THENCE SOUTH 15 DEGREES 58 MINUTES AND 2.23 SECONDS WEST A DISTANCE OF 14.72 FEET TO A POINT; THENCE SOUTH 39 DEGREES 58 MINUTES AND 40.11 SECONDS WEST A DISTANCE OF 35.30 FEET TO A POINT; THENCE SOUTH 66 DEGREES 55 MINUTES AND 2.05 SECONDS WEST A DISTANCE OF 13.52 FEET TO A POINT; THENCE SOUTH 40 DEGREES 12 MINUTES AND 7.90 SECONDS WEST A DISTANCE OF 108.39 FEET TO A POINT; THENCE SOUTH 47 DEGREES 4 MINUTES AND 25.02 SECONDS WEST A DISTANCE OF 66.37 FEET TO A POINT ALONG THE SOUTHERN RIGHT-OF-WAY LINE FOR FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70); THENCE NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 279.39 FEET TO A RAW MARKER FOUND ALONG THE SOUTHERN RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70); THENCE NORTH 40 DEGREES 43 MINUTES AND 41.40 SECONDS EAST A DISTANCE OF 22.01 FEET TO A RAW MARKER FOUND ALONG THE SOUTHERN RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70), SAID POINT BEING THE TRUE POINT OF BEGINNING.

SAID GEORGIA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY DEDICATION CONTAINING 3,116 SQ.FT (0.071 ACRES)



PROFESSIONAL SEAL
5/23/2022

LOWE
ENGINEERS

990 HAMMOND DRIVE
SUITE 900
ATLANTA, GA 30328

LEGAL DESCRIPTIONS FOR GDOT ROW DEDICATIONS

FULTON COUNTY ANIMAL SERVICE FACILITY
1251 FULTON INDUSTRIAL BOULEVARD NW, ATLANTA, GA 30336

Exhibit "B"

1 RESOLUTION APPROVING TWO RIGHT OF WAY DEEDS AND A
2 REGULATIONS FOR DRIVEWAY AND ENCROACHMENT CONTROL
3 MANUAL AGREEMENT BETWEEN FULTON COUNTY, GEORGIA AND THE
4 GEORGIA DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF
5 CONNECTING DRIVEWAY ACCESS FROM THE PROPOSED FULTON
6 COUNTY ANIMAL SHELTER TO FULTON INDUSTRIAL BOULEVARD; TO
7 AUTHORIZE THE CHAIRMAN TO EXECUTE EACH AGREEMENT AND
8 RELATED DOCUMENTS; TO AUTHORIZE THE COUNTY ATTORNEY TO
9 APPROVE EACH AGREEMENT AS TO FORM AND MAKE MODIFICATIONS
10 AS NECESSARY PRIOR TO EXECUTION; AND FOR OTHER PURPOSES

11
12 **WHEREAS**, Fulton County is a political subdivision of State of Georgia
13 and committed to the practice of optimizing available resources for the purpose
14 of providing the highest level of government services and improving the quality of
15 life for all residents and visitors of Fulton County; and

16 **WHEREAS**, the Fulton County Board of Commissioners previously
17 approved the construction of the Fulton County Animal Shelter facility at is
18 December 15, 2021 meeting as Agenda Item # 21-01042; and

19 **WHEREAS**, the construction of the Fulton County Animal Shelter facility
20 requires driveway access to Fulton Industrial Boulevard, also known as State
21 Route 70, which is under the control of the Georgia Department of Transportation
22 ("GDOT"); and

23 **WHEREAS**, before granting Fulton County permission to connect its
24 driveway access from the proposed Fulton County Animal Shelter Facility to
25 Fulton Industrial Boulevard formal agreements with the GDOT including the
26 terms in which driveway access will be permitted must be approved by the Fulton
27 County Board of Commissioners; and

28 **WHEREAS**, GDOT requires that Fulton County execute two right of way
29 deeds and a Regulations for Driveway and an Encroachment Control Manual

1 Agreement, each in substantially the form attached hereto as Exhibit "A," before
2 granting Fulton County permission to connect its driveway access to Fulton
3 Industrial Boulevard from the proposed animal shelter; and

4 **WHEREAS**, pursuant to O.C.G.A. § 36-9-2, the Board of Commissioners
5 has control over all property belonging to the County and may, by order entered
6 on its minutes, direct the disposal of any real property which may lawfully be
7 disposed of and make and execute good and sufficient title thereof on behalf of
8 the County and has authority to sell, grant, lease, rent, convey, or transfer any
9 real property owned by the County.

10 **WHEREAS**, pursuant to O.C.G.A. § 36-9-3, the Board of Commissioners
11 is authorized to grant easements and rights of way; sell, convey, or transfer road
12 rights of way; and sell, transfer, or conveyance real property to any other body
13 politic.

14 **NOW THEREFORE, IT IS HEREBY RESOLVED**, that the Board of
15 Commissioners of Fulton County hereby authorizes the Chairman to execute two
16 right of way deeds and a Regulations for Driveway and an Encroachment Control
17 Manual Agreement with the Georgia Department of Transportation, each in the
18 form substantially attached hereto as Exhibit "A"

19 **BE IT FURTHER RESOLVED**, that the Chairman of Fulton County Board
20 of Commissioners be authorized and directed to execute and deliver two right of
21 way deeds and a Regulations for Driveway and an Encroachment Control
22 Manual Agreement, each in substantially the form as those attached hereto as
23 Exhibit A.

1 BE IT FURTHER RESOLVED, that prior to execution of these documents,
2 the County Attorney shall approve the documents as to form and make any
3 necessary substantive changes thereto to protect the County's interests.

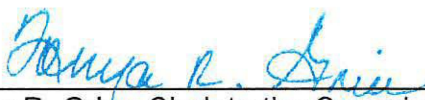
4 BE IT FURTHER RESOLVED, that this Resolution shall become effective
5 upon its adoption, and that all resolutions and parts of resolutions in conflict with
6 this Resolution are hereby repealed to the extent of the conflict.

7
8
9 SO PASSED AND ADOPTED, this 5th day of October, 2022.

10
11
12
13 FULTON COUNTY BOARD OF COMMISSIONERS

14 
15
16 Robert L. Pitts, Chairman

17
18
19 ATTEST:

20
21 
22
23 Tonya R. Grier, Clerk to the Commission

24
25 APPROVED AS TO FORM:

26 
27
28 Y. Soo Jo, County Attorney



7
DISTRICT NUMBER

Fulton County, GA
NAME OF APPLICANT

70
SR NUMBER

Fulton
COUNTY

MILE POST

A-121-007615-7
PERMIT NUMBER

To the extent provided by law, the undersigned agrees to indemnify and hold harmless the Georgia Department of Transportation, the State of Georgia, its agencies and instrumentalities, and all of their respective officers, members, employees and directors (collectively referred to as the "DOT") from and against any and all claims, demands, liabilities, losses, cost or expensed, including attorney's fees, and from the payment of any sum or sums of money to any persons whomsoever (including third persons or subcontractors, employees or agents of the undersigned or of DOT), for any loss due to personal injury, bodily injury, death, or property damage arising out of, attributable to, or resulting from this permit or in any way attributable to the activities authorized by this permit; or due to any violation of this permit by the permit holder, or due to the application or violation of any pertinent Federal, State, or local law, rule or regulation in connection with this permit or authorized by this permit. If and to the extent such damage or loss covered by this indemnification is paid by any State self-insured funds (the "Funds") established and maintained by the State of Georgia Department of Administrative Services Risk Management Division (DOAS), the undersigned agrees to reimburse the Funds for such monies paid out by the Funds. The undersigned acknowledges the permits can be granted in situations where limited sight distance exists, and that the DOT makes no warranty, express or implied, concerning sight distance or other engineering considerations involved in granting this permit. The undersigned further acknowledges that the DOT has relied upon the representations made by the undersigned in applying for this permit, including the undersigned's representations that all conditions of the permit shall be met and that the undersigned shall meet all DOT specifications, as well as all relevant Federal, State and local laws, rules or regulation in the activities authorized by this permit. This indemnification shall apply where the DOT may be partially responsible for the situation giving rise to the claim.


SIGNATURE OF APPLICANT

11/4/2022
DATE

 ITEM # 22-0710 RM 10/5/22
REGULAR MEETING

GDOT Bonding Requirements for Encroachment Permits Letter

Georgia Department of Transportation
Traffic Operations
5025 New Peachtree Road
Chamblee, GA 30341

Subject: Bonding Requirements for Encroachment Permits Applied for
Any Date Between 10/05/2022 and 10/04/2022 (one Year Time Period)

Sirs:

This is to advise that Fulton County Government agrees to comply with all stipulations, requirements, and specifications, and accepts responsibility for the satisfactory completion and construction activities of all permit numbers assigned between the above dates which the Georgia Department of Transportation approves and issues to Fulton County Government. Approved permits are to authorize Fulton County Government forces to perform certain construction work as described therein within the Right of Way of any highway, road, or street under Georgia DOT jurisdiction within Fulton County Government, at any location requiring a permit from the Georgia DOT. If any other forces other than Fulton County Government perform work a prescribed bond will be required. A copy of this letter shall be provided with each permit request, where the forces of Local Government are performing the work.

Sincerely,



Authorized Signature



Title



ITEM # 22-0710 RM 10/5/22
REGULAR MEETING

note:

(THE NAME THAT APPEARS ON THE APPLICATION SHOULD BE THE SAME NAME FILLED IN AT THE, "* NAME OF LOCAL GOVERNMENT". EACH AGENCY OF THE LOCAL GOVERNMENT WILL BE RESPONSIBLE FOR PROVIDING A BOND LETTER WHEN NEEDED)

GEORGIA DEPARTMENT OF TRANSPORTATION
ONE GEORGIA CENTER, 600 WEST PEACHTREE STREET N.W., ATLANTA GEORGIA 30306

RIGHT-OF-WAY DEED

GEORGIA, FULTON COUNTY

STATE ROUTE NO. 70
PERMIT NO. A-121-007615-7

THIS CONVEYANCE made and executed the _____ day of _____, 20____

WITNESSETH that FULTON COUNTY the undersigned (hereinafter referred to as "Grantor") is the owner of a tract of land in Fulton COUNTY through which the highway, known as State Route 70, has been laid out by the DEPARTMENT OF TRANSPORTATION being more particularly described in a map and drawing of said road in the office of the Department of Transportation, One Georgia Center, 600 West Peachtree Street N.W. Atlanta Georgia, to which reference is hereby made.

NOW THEREFORE, in consideration of the benefit to said property by the construction and maintenance of said road, and in consideration of ONE DOLLAR (\$1.00), in hand paid, the receipt whereof is hereby acknowledged, Grantor does hereby grant, sell and convey to said Department of Transportation, and their successors in office so much land as to make a right-of-way for said road as surveyed, being more particularly described as follows:

All that tract of parcel of land lying and being in Land Lot 0317 of the 17th Land District and/or N/A Georgia Militia District of Fulton County, Georgia, and being more particularly described on Exhibit "A" attached hereto and made a part hereof by this reference.

Said right-of-way is hereby conveyed, consisting of 0.071 acres, more or less, as shown on the plat of the property prepared by LOWE ENGINEERS dated 5/23/2022 revised N/A said plan attached hereto and made part of this deed as Exhibit "B".

Parcel No. _____

STATE ROUTE NO. 70
PERMIT NO. A-121-007615-7

TO HAVE AND TO HOLD the said conveyed premises in fee simple and any rights Grantor has or may have in and to existing public rights of way are hereby quitclaimed and conveyed unto the Department of Transportation.

Grantor hereby warrants that Grantor has the right to sell convey said land and bind himself, his heirs, executors and administrators forever to defend by virtue of these presents.

IN WITNESSETH WHEREOF, Grantor has hereunto set his hand and seal the day and year first above written.

Signed, Sealed and Delivered
this ____ day of _____,
20 ____, in the presence of:

_____(L.S.)

_____(L.S.)

Witness _____(L.S)

Notary Public _____(L.S)

Parcel No. ____

TO 118
Revised 07/15/2009

RIGHT-OF-WAY DEDICATION PLAT FOR FULTON COUNTY ANIMAL SERVICE FACILITY

1251 FULTON INDUSTRIAL BOULEVARD
ATLANTA, FULTON COUNTY, GA 30336

TAX PARCEL: 17 0268

LAND LOT: 0317

FAA ASN #: 2020-ASO-12170-OE

CITY OF ATLANTA PERMIT #: LD-202100130

GDOT TRAFFIC PERMIT#: S-121-002420-7

GDOT SPECIAL ENCROACHMENT PERMIT#: A-121-007615-7



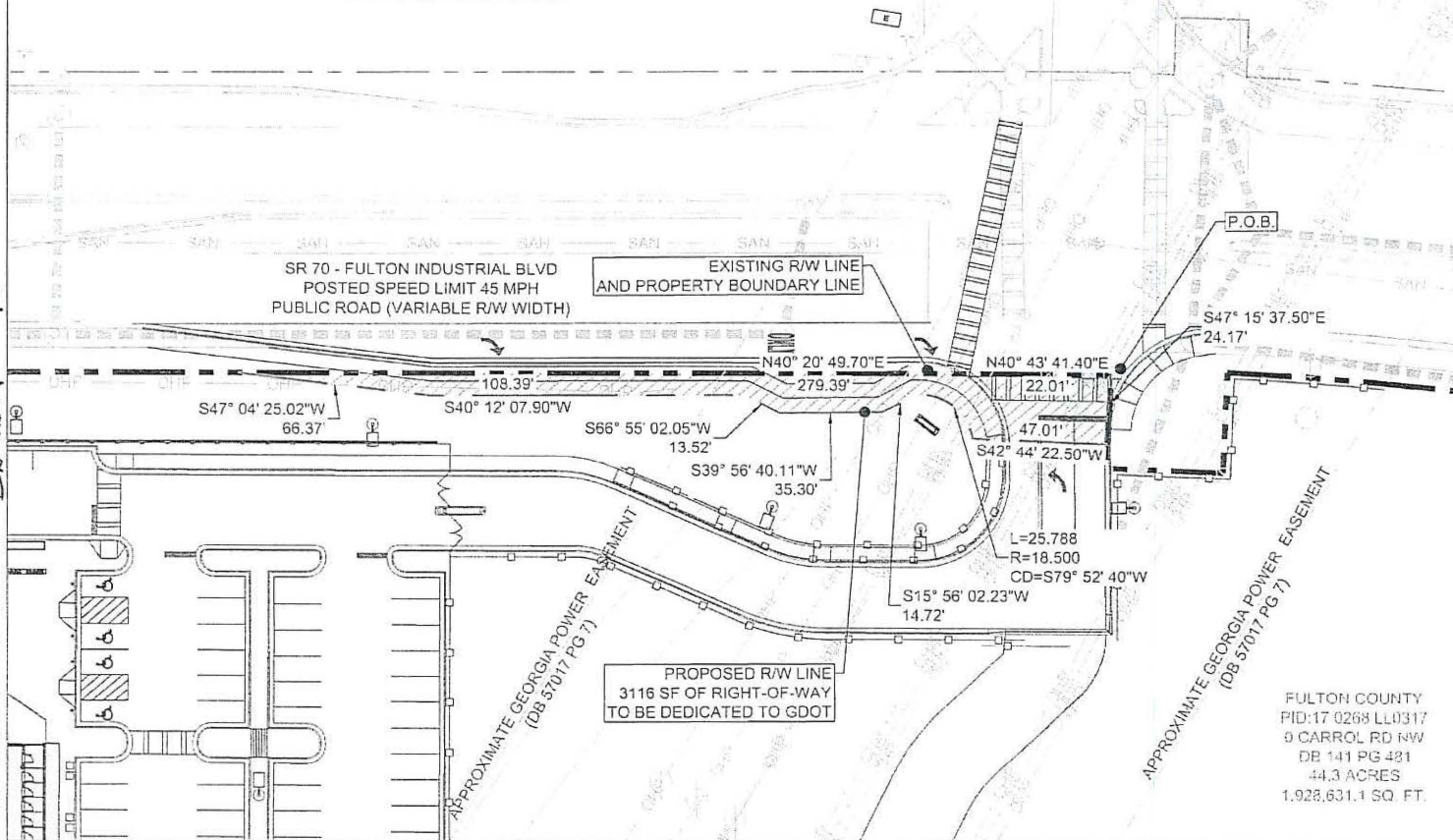
PROFESSIONAL SEAL
5/23/2022

GENERAL SITE NOTES

1. TOPOGRAPHIC SURVEY BY LOWE ENGINEERS, DATED 3/20/2020.
2. FLOODPLAIN IS PRESENT ON SITE AS DEPICTED BY FEMA FIRM PANEL NUMBER 13121C0217F, DATED 09/18/2013.
3. OWNER IS RESPONSIBLE FOR OBTAINING ANY NECESSARY AGREEMENTS FROM ADJACENT PROPERTY OWNERS IN ORDER TO PERFORM THE REQUIRED OFFSITE WORK, INCLUDING STORM DRAINAGE, UTILITY CONNECTIONS, SIDEWALK, CURB AND GUTTER AND PAVEMENT TIE-INS AND GRADING.
4. PROPOSED LINE WORK TAKEN FROM SPECIAL ENCROACHMENT PLANS GDOT PERMIT #A-121-007615-7

UPS DISTRIBUTION FACILITY

Exhibit "A"



LEGEND

- PROPOSED GDOT R.O.W.
- ADJOINING PROPERTY
- ROAD STRIPING
- ROAD BACK OF CURB
- ROAD FACE OF CURB
- ROAD EDGE OF PAVEMENT
- FENCE-WOOD VINYL
- FENCE-HOGWIRE, FIELD
- FENCE-CHAINLINK, BARBED WIRE
- UTILITIES -WATER
- UTILITIES -UNDERGROUND POWER
- UTILITIES -OVERHEAD POWER
- UTILITIES -UNDERGROUND COMM./FIBER
- UTILITIES -UNDERGROUND GAS
- UTILITIES -SANITARY SEWER LINES
- UTILITIES -STORM SEWER LINES
- LAND LOT LINE
- SECTION LINE
- BOUNDARY LINE
- FLOOD ZONE LINE
- EASEMENT

FULTON COUNTY
PID:17 0268 LL0317
9 CARROL RD NW
DB 141 PG 481
44.3 ACRES
1,928,631.1 SQ. FT.

LOWE 1990 HAMMOND DRIVE
ENGINEERS SUITE 900
ATLANTA, GA 30328

GDOT ROW DEDICATION SIGNALIZED ENTRANCE

FULTON COUNTY ANIMAL SERVICE FACILITY
1251 FULTON INDUSTRIAL BOULEVARD NW, ATLANTA, GA 30336

SCALE: 1" = 40'



RIGHT-OF-WAY DEDICATION PLAT FOR
FULTON COUNTY ANIMAL SERVICE FACILITY

1251 FULTON INDUSTRIAL BOULEVARD
ATLANTA, FULTON COUNTY, GA 30336

TAX PARCEL: 17 0268

LAND LOT: 0317

FAA ASN #: 2020-ASO-12170-OE

CITY OF ATLANTA PERMIT #: LD-202100130

GDOT TRAFFIC PERMIT#: S-121-002420-7

GDOT SPECIAL ENCROACHMENT PERMIT#: A-121-007615-7

LEGAL DESCRIPTION: UNSIGNALIZED ENTRANCE GDOT ROW DEDICATION

ALL THAT GEORGIA DEPARTMENT OF TRANSPORTATION DEDICATION LYING AND BEING IN LAND LOT 0317 OF THE 17TH DISTRICT, FULTON COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT LOCATED AT THE INTERSECTION OF THE EAST LINE OF LAND LOT 17, OF SAID DISTRICT AND COUNTY, WITH THE SOUTHEASTERLY RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD; RUNNING THENCE ALONG SAID RIGHT-OF-WAY SAID $\frac{1}{2}$ INCH IRON ROD FOUND BEING THE TRUE POINT OF BEGINNING; THENCE ALONG THE SOUTHERN RIGHT-OF-WAY LINE OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) FOLLOWING COURSES AND DISTANCES: NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 222.52 FEET TO A POINT; THENCE SOUTH 03 DEGREES 27 MINUTES AND 30.70 SECONDS EAST A DISTANCE OF 25.16 FEET TO A POINT; THENCE SOUTH 40 DEGREES 14 MINUTES AND 33.86 SECONDS WEST A DISTANCE OF 82.30 FEET TO A POINT; THENCE SOUTH 00 DEGREES 01 MINUTES AND 44.58 SECONDS EAST A DISTANCE OF 33.31 FEET; THENCE 67.564 FEET ALONG AN ARC OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 76.50 FEET AND A CHORD BEARING AND DISTANCE OF SOUTH 65 DEGREES 24 MINUTES AND 39 SECONDS WEST TO A POINT; THENCE SOUTH 40 DEGREES 6 MINUTES AND 2.72 SECONDS WEST A DISTANCE OF 61.47 FEET TO A POINT; THENCE SOUTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS WEST A DISTANCE OF 100.62 FEET TO A POINT; THENCE SOUTH 47 DEGREES 19 MINUTES AND 22.54 SECONDS WEST A DISTANCE OF 111.04 FEET TO A POINT ALONG SOUTHERN PORTION OF THE FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) RIGHT-OF-WAY; THENCE NORTH 41 DEGREES 07 MINUTES AND 35.28 SECONDS EAST A DISTANCE OF 116.35 FEET TO A POINT ALONG SOUTHERN PORTION OF THE FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70); THENCE NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 106.56 FEET TO A $\frac{1}{2}$ INCH IRON PIN FOUND, SAID POINT BEING THE TRUE POINT OF BEGINNING.

SAID GEORGIA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY DEDICATION CONTAINING 5,396 SQ.FT (0.135 ACRES)

LEGAL DESCRIPTION: SIGNALIZED ENTRANCE GDOT ROW DEDICATION

ALL THAT GEORGIA DEPARTMENT OF TRANSPORTATION DEDICATION LYING AND BEING IN LAND LOT 0317 OF THE 17TH DISTRICT, FULTON COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A R/W MARKER FOUND AT THE SOUTHEASTERN PORTION OF THE RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) (R/W VARIES) SAID POINT BEING THE TRUE POINT OF BEGINNING, THENCE ALONG THE SOUTHERN RIGHT-OF-WAY LINE OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70) FOLLOWING COURSES AND DISTANCES: SOUTH 47 DEGREES 15 MINUTES AND 37.50 SECONDS EAST A DISTANCE OF 24.17 FEET TO A POINT; THENCE SOUTH 42 DEGREES 44 MINUTES AND 22.50 SECONDS WEST A DISTANCE OF 47.01 FEET TO A POINT; THENCE 25.785 FEET ALONG AN ARC OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 18.50 FEET AND A CHORD BEARING AND DISTANCE OF SOUTH 79 DEGREES 52 MINUTES AND 40 SECONDS WEST TO A POINT; THENCE SOUTH 15 DEGREES 56 MINUTES AND 2.23 SECONDS WEST A DISTANCE OF 14.72 FEET TO A POINT; THENCE SOUTH 39 DEGREES 56 MINUTES AND 40.11 SECONDS WEST A DISTANCE OF 35.30 FEET TO A POINT; THENCE SOUTH 66 DEGREES 55 MINUTES AND 2.05 SECONDS WEST A DISTANCE OF 13.52 FEET TO A POINT; THENCE SOUTH 40 DEGREES 12 MINUTES AND 7.90 SECONDS WEST A DISTANCE OF 108.39 FEET TO A POINT; THENCE SOUTH 47 DEGREES 4 MINUTES AND 25.02 SECONDS WEST A DISTANCE OF 66.37 FEET TO A POINT ALONG THE SOUTHERN RIGHT-OF-WAY LINE FOR FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70); THENCE NORTH 40 DEGREES 20 MINUTES AND 49.70 SECONDS EAST A DISTANCE OF 279.39 FEET TO A R/W MARKER FOUND ALONG THE SOUTHERN RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70); THENCE NORTH 40 DEGREES 43 MINUTES AND 41.40 SECONDS EAST A DISTANCE OF 22.01 FEET TO A R/W MARKER FOUND ALONG THE SOUTHERN RIGHT-OF-WAY OF FULTON INDUSTRIAL BOULEVARD (STATE ROUTE 70), SAID POINT BEING THE TRUE POINT OF BEGINNING.

SAID GEORGIA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY DEDICATION CONTAINING 3,116 SQ.FT (0.071 ACRES)



PROFESSIONAL SEAL

5/23/2022

LOWE
ENGINEERS

990 HAMMOND DRIVE
SUITE 900
ATLANTA, GA 30328

LEGAL DESCRIPTIONS FOR GDOT ROW DEDICATIONS

FULTON COUNTY ANIMAL SERVICE FACILITY
1251 FULTON INDUSTRIAL BOULEVARD NW, ATLANTA, GA 30336

Exhibit "B"