

1 **A RESOLUTION APPROVING A RIGHT OF WAY EASEMENT AGREEMENT BETWEEN**  
2 **FULTON COUNTY, GEORGIA AND GREYSTONE POWER CORPORATION FOR THE**  
3 **PURPOSE OF RELOCATING AND INSTALLING UTILITY POLES ON CEDAR GROVE ROAD;**  
4 **TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE RIGHT OF WAY EASEMENT**  
5 **AGREEMENT AND RELATED DOCUMENTS; TO AUTHORIZE THE COUNTY ATTORNEY TO**  
6 **APPROVE THE RIGHT OF WAY EASEMENT AGREEMENT AND RELATED DOCUMENTS**  
7 **AS TO FORM; AND FOR OTHER PURPOSES.**

8  
9 **WHEREAS**, Fulton County, Georgia is a political subdivision of the State of  
10 Georgia, existing as such under and by the Constitution, statutes, and laws of the State  
11 of Georgia; and

12 **WHEREAS**, Fulton County is the fee simple owner of 0 Rivertown Road, South  
13 Fulton located in Land Lot 138 of the 7<sup>th</sup> District of Fulton County, Georgia (Tax Parcel ID:  
14 07 170001380449) (the “Property”); and

15 **WHEREAS**, Greystone Power Corporation, an electric membership corporation, is  
16 committed to maintaining and improving its power infrastructure within the various  
17 communities and municipalities that it serves within Fulton County; and

18 **WHEREAS**, the Rivertown Road at Cedar Grove Road Intersection Improvement  
19 Project (the “Project”), planned by the City of South Fulton, requires the Greystone Power  
20 Corporation to relocate and install utility poles, and complete electrical grid upgrades,  
21 along Cedar Grove Road and Rivertown Road; and

22 **WHEREAS**, Greystone Power Corporation has requested that Fulton County  
23 approve a Right of Way Easement Agreement to provide access to the Property to  
24 complete necessary work for the Project; and

25 **WHEREAS**, the Fulton County Department of Real Estate and Asset  
26 Management recommends granting a Right of Way Easement to Greystone Power  
27 Corporation so it may access the Property to complete necessary work for the Project;  
28 and

1           **WHEREAS**, pursuant to O.C.G.A. § 36-9-3, Fulton County is authorized to grant  
2 easements without a competitive process; 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 Board of Commissioners of  
7 Fulton County, Georgia, hereby approves the Right of Way Easement Agreement with  
8 the Greystone Power Corporation, in substantially the form attached hereto as Exhibit A,  
9 so as to grant access to 0 Rivertown Road, South Fulton (Tax Parcel ID: 07  
10 170001380449) for the Rivertown Road at Cedar Grove Road Intersection Improvement  
11 Project.

12           **BE IT FURTHER RESOLVED**, that the Chairman of the Board of Commissioners  
13 is authorized and directed to execute and deliver the Right of Way Easement Agreement  
14 and any related documents to Greystone Power Corporation.

15           **BE IT FURTHER RESOLVED**, that prior to execution of the Right of Way  
16 Easement Agreement and any related documents, the County Attorney shall approve all  
17 documents as to form and make any necessary revisions thereto to protect the County's  
18 interests.

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

22

23

1           **SO PASSED AND ADOPTED**, this \_\_\_\_ day of \_\_\_\_\_ 2024.

2

3

4

**BY:**

5

6

7

8

9

\_\_\_\_\_  
Robert L. Pitts, Chairman  
Fulton County Board of Commissioners

10

11

12

**ATTEST:**

13

14

15

\_\_\_\_\_  
Tonya R. Grier  
Clerk to the Commission

16

17

18

19

20

21

**APPROVED AS TO FORM:**

22

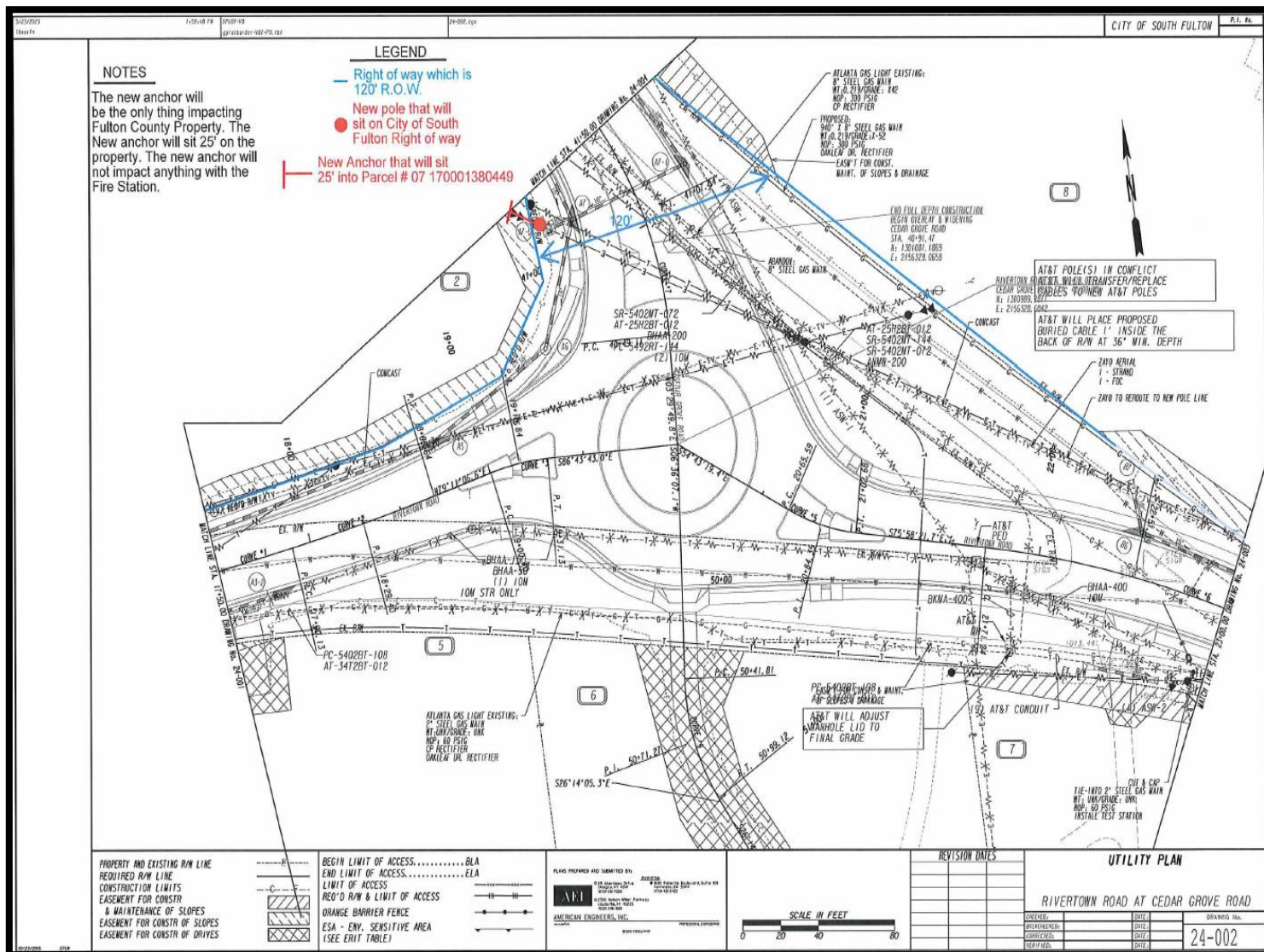
23

24

\_\_\_\_\_  
Y. Soo Jo  
Office of the County Attorney

25

# EXHIBIT A



### NOTES

The new anchor will be the only thing impacting Fulton County Property. The New anchor will sit 25' on the property. The new anchor will not impact anything with the Fire Station.

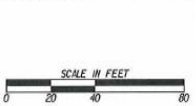
### LEGEND

- Right of way which is 120' R.O.W.
- New pole that will sit on City of South Fulton Right of way
- New Anchor that will sit 25' into Parcel # 07 170001380449

PROPERTY AND EXISTING R/W LINE  
 REQUIRED R/W LINE  
 CONSTRUCTION LIMITS  
 EASEMENT FOR CONSTR  
 & MAINTENANCE OF SLOPES  
 EASEMENT FOR CONSTR OF SLOPES  
 EASEMENT FOR CONSTR OF DRIVES

BEGIN LIMIT OF ACCESS.....BLA  
 END LIMIT OF ACCESS.....ELA  
 LIMIT OF ACCESS  
 REQ'D R/W & LIMIT OF ACCESS  
 ORANGE BARRIER FENCE  
 ESA - ENV. SENSITIVE AREA  
 (SEE EXHIBIT TABLE)

PLANS PREPARED AND SUBMITTED BY:  
  
 AMERICAN ENGINEERS, INC.  
 1000 N. W. 10th St., Suite 1000  
 Fort Lauderdale, FL 33304  
 PHONE: (954) 575-1100  
 FAX: (954) 575-1101  
 WWW: www.aeinc.com



REVISION DATES	

UTILITY PLAN			
RIVERTOWN ROAD AT CEDAR GROVE ROAD			
DRAWN BY:	DATE:	CHECKED BY:	DATE:
DESIGNED BY:	DATE:	APPROVED BY:	DATE:
VERIFIED BY:	DATE:		
DRAWING NO.			24-002