

1 **A RESOLUTION AUTHORIZING THE TRANSFER OF APPROXIMATELY 14,033**  
2 **LINEAR FEET OF SANITARY SEWER AND ALL ASSOCIATED FACILITIES WITHIN**  
3 **THE DEERHAVEN SUBDIVISION, UNION CITY, GEORGIA FROM FULTON COUNTY,**  
4 **GEORGIA TO UNION CITY, GEORGIA FOR UNION CITY, GEORGIA TO OWN,**  
5 **MAINTAIN AND OPERATE THE SANITARY SEWER AND ASSOCIATED FACILITIES;**  
6 **AND FOR OTHER PURPOSES.**  
7

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

11 **WHEREAS**, the city of Union City, Georgia (“Union City”) is a municipal  
12 corporation operating under the laws of the State of Georgia; and

13 **WHEREAS**, on February 5, 2021, Fulton County acquired the ownership  
14 responsibilities of the sanitary sewer facilities via permit 20S-016WR, located within the  
15 Deerhaven Subdivision, more fully identified as being within District 9F, Land Lots 89, 90,  
16 96, & 97, Union City; and

17 **WHEREAS**, the area comprising the Deerhaven Subdivision was initially permitted  
18 by Fulton County when Union City did not have the staffing to maintain the sanitary sewer  
19 and associated facilities in that location; and

20 **WHEREAS**, Union City now has the staff to maintain the sanitary sewer and  
21 associated facilities located within the Deerhaven Subdivision and would like to maintain  
22 it in a manner consistent with Union City’s maintenance of other subdivisions located  
23 within Union City; and

24 **WHEREAS**, Union City desires to acquire from Fulton County the ownership and  
25 all responsibilities as they pertain to the operation and maintenance of the sanitary sewer  
26 and associated facilities within the Deerhaven Subdivision, located within Union City; and

27 **WHEREAS**, Union City has requested that Fulton County donate and transfer the

1 sanitary sewer and associated facilities within the Deerhaven Subdivision, located within  
2 Union City; and

3 **WHEREAS**, the Fulton County Public Works Department and the Fulton County  
4 Finance Department, with the assistance of a professional consultant, have conducted  
5 a local rate study which has determined the short and long term needs for Fulton  
6 County’s water and sewer infrastructure system (“System”); and

7 **WHEREAS**, a detailed analysis of the System was conducted to identify  
8 comprehensive capital improvement projects needed for Fulton County to continue to  
9 provide adequate and cost-effective water and wastewater services to its existing and  
10 future customers for the foreseeable time horizon; and

11 **WHEREAS**, the Fulton County Public Works Department is in support of Fulton  
12 County transferring to Union City the sanitary sewer and associated facilities within the  
13 Deerhaven Subdivision, located within Union City, to allow Union City to own, maintain  
14 and operate such sanitary sewer and associated facilities to the benefit of its citizens;  
15 and

16 **WHEREAS**, the Fulton County Board of Commissioners finds that it would be in  
17 the best interest of the citizens and Fulton County, including those residing in Union  
18 City, for Fulton County to transfer the sanitary sewer and associated facilities within the  
19 Deerhaven Subdivision to Union City; and

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

23 **NOW, THEREFORE, BE IT RESOLVED**, that the Fulton County Board of

1 Commissioners hereby approves the donation and transfer to Union City, Georgia of  
2 approximately 14,033 linear feet of sanitary sewer and associated facilities within the  
3 Deerhaven Subdivision, located within District 9F, Land Lots 89, 90, 96, & 97 Union  
4 City to allow Union City to own, maintain and operate such sanitary sewer, as more  
5 particularly described in *Attachment A* hereto.

6 **BE IT FURTHER RESOLVED**, that the Chairman of the Fulton County Board of  
7 Commissioners is hereby authorized and directed to execute and deliver such  
8 appropriate deeds or other necessary documents to Union City, Georgia to complete the  
9 donation and transfer of the sanitary sewer and associated facilities.

10 **BE IT FURTHER RESOLVED**, that the County Attorney is hereby authorized to  
11 approve any and all documents required for the donation and transfer as to form and  
12 make any modifications necessary thereto to protect Fulton County's interests prior to  
13 execution by the Chairman.

14 **BE IT FINALLY RESOLVED**, that this Resolution shall become effective upon its  
15 adoption, and that all resolutions and provisions in conflict with this Resolution are hereby  
16 repealed to the extent of such conflict.

17 **SO PASSED AND ADOPTED**, by the Board of Commissioners of Fulton County,  
18 Georgia this 16<sup>th</sup> day of April, 2025.

19 **FULTON COUNTY BOARD OF**  
20 **COMMISSIONERS**

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26 Robert L. Pitts, Chairman (At-Large)  
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**ATTEST:**

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Tonya R. Grier  
Clerk to the Commission

9 **APPROVED AS TO FORM:**

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Y. Soo Jo, County Attorney