



Fulton County

Legislation Text

File #: 23-0035, Version: 1

Department

Real Estate and Asset Management

Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

Request approval of a Resolution authorizing the transfer of approximately 4063.66 square feet of County-owned real property from the rear portion of Fulton County real property located on 9665 Dogwood Road, Roswell, Georgia to the Georgia Department of Transportation for the purpose of constructing the GA 400 Express Lane Project in the 1st District, 2nd Section, Land Lots 536 and 537, Fulton County, Georgia; and for other purposes. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

Requirement for Board Action *(Cite specific Board policy, statute or code requirement)*

Pursuant to Fulton County Code § 1-117, the Board of Commissioners has exclusive jurisdiction and control over directing and controlling all the property of the county, as they may deem expedient, according to law. O.C.G.A. § 36-9-2 authorizes Fulton County to sell, grant, lease, rent, convey, or transfer any real property owned by the County and O.C.G.A. § 36-9-3(a)(2)(A) authorizes the granting of rights of ways without a competitive process.

Strategic Priority Area related to this item *(If yes, note strategic priority area below)*

Open and Responsible Government

Commission Districts Affected

- All Districts ☐
- District 1 ☐
- District 2 ☒
- District 3 ☐
- District 4 ☐
- District 5 ☐
- District 6 ☐

Is this a purchasing item?

No

Summary & Background *(First sentence includes Agency recommendation. Provide an executive summary of the action that gives an overview of the relevant details for the item.)*

Scope of Work: The Department of Real Estate and Asset Management received a request from the Georgia Department of Transportation ("GDOT") to acquire approximately 4063.66 square feet of

right of way from the rear portion of a Fulton County owned parcel of land located at 9695 Dogwood Road, Roswell, Georgia 30075.

The acquisition of right of way is necessary to construct (2) two additional travel lanes on South GA 400 for purpose of improving traffic flow and reducing air pollution caused by vehicular emissions.

In accordance with County policy, prior to the disposition of real property the Department of Real Estate and Assets Management, (DREAM) and the Department of Public Works completed an internal assessment of the subject property consisting of approximately 4,063.66 square feet / 0.093 acres and concluded the subject property is not essential for the operational needs of Fulton County and recommends the donation of the requested real property rights to the GDOT for construction of planned roadway improvements.

Approval of the Board of Commissioners is being requested to formalize the transfer of real property rights and the terms of the donation.

Community Impact: Approval of the donation of right of way to GDOT will not adversely impact the residents of the community in which the subject real property is located, and the proposed construction is being completed to improve traffic flow, travel safety and to reduce air pollution caused by car emissions.

Department Recommendation: The Department of Real Estate and Asset Management and the Department of Public Works recommends approval of the Resolution to convey the requested real property rights to the GDOT to improve public travel safety.

Project Implications: Because of the subject property's irregular shape, in exchange for the donation of right of way, GDOT revised their construction plans to minimize the impact to current onsite operations. As a condition of the exchange of property rights, Fulton County will have continued use of an existing driveway and a surface area that is being used by the Department of Public Works for storage of operational supplies.

Community Issues/Concerns: No issues or concerns have been identified.

Department Issues/Concerns: None.