COUNTY AGENDA REQUEST

Department:	Solid Waste	Presenter(s):	Vanessa Birrell
Meeting Date:	Thursday, May 10, 2012	Type of Request:	Consent

Wording for the Agenda:

Approval of Resolution No. 2012-10 that abandons a portion of public road right-of-way of City Dump Road a/k/a Glass Road and conveys the described portion of right-of-way into the legal description of the 1st Manassas Mile Road – Southside Municipal Solid Waste Landfill boundary.

Background/History/Details:

The current legal description of the 1st Manassas Mile Road - Southside Municipal Solid Waste Landfill boundary excludes a portion of public road right of way of City Dump Road a/k/a Glass Road (attached landfill boundary map.) This portion of public road right of way is fenced in and physically appears to be part of the landfill boundary, however, it is reported to EPD as public right of way. This road has been closed at least since 1989.

As a housekeeping measure, staff is recommending that the Board of Commissioners abandon this portion of City Dump Road and convey this portion into the southside landfill boundary legal description. This action can preclude EPD requiring any mitigation either north or south of this public right of way in the unforeseeable event the presence of methane were ever detected. Abandonment of County right-of-way must be accomplished prior to this portion being conveyed into the legal description of the southside landfill.

What action are you seeking from the Board of Commissioners?

Requesting Board approval of Resolution No. 2012-10 effecting the abandonment of a portion of public road right-of-way of City Dump Road a/k/a/ Glass Road and convey the described portion (Exhibit A) of right-of-way into the legal description of the 1st Manassas Mile Road – Southside Municipal Solid Waste Landfill boundary.

If this item requires funding, please describe:

No funding is required.

Has this request been considered within the past two years?	No	If so, when?	
Is Audio-Visual Equipment Required for this Request?*	No	Backup Provided with Request?	Yes

**** All audio-visual material must be submitted to the County Clerk's Office no later than 48 hours prior to the meeting. It is also your department's responsibility to ensure all third-party audio-visual material is submitted at least 48 hours in advance.***

Approved by Finance	Not Applicable	Reviewed by Legal	Yes
Approved by Purchasing	Not Applicable	County Clerk's Approval	Yes
Administrator's Approval	Yes		

Staff Notes:

STATE OF GEORGIA;
COUNTY OF FAYETTE

RESOLUTION NO. 2012-10

A RESOLUTION AUTHORIZING FAYETTE COUNTY TO ABANDON A REMNANT PARCEL OF LAND CONSISTING OF A PORTION OF CITY DUMP ROAD A/K/A GLASS ROAD WHICH WILL NO LONGER BE A PART OF THE COUNTY'S SYSTEM OF ROADS AND, TO INCLUDE SAID REMNANT PARCEL OF LAND CONSISTING OF A PORTION OF CITY DUMP ROAD A/K/A GLASS ROAD TO INTO THE LEGAL DESCRIPTION OF THE PERMITTED FACILITY BOUNDARY KNOWN AS THE FIRST MANASSAS MILE ROAD – SOUTHSIDE MUNICIPAL SOLID WASTE LANDFILL; TO AUTHORIZE THE CHAIRMAN TO EXECUTE THE DEED OF CONVENYANCE TOGETHER WITH ANY OTHER DOCUMENTS NECESSARY TO ACCOMPLISH THE INTENT AND PURPOSE OF THIS RESOLUTION; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, Fayette County (the "County") currently owns the right of way of City Dump Road a/k/a/ Glass Road, portions of which (in close proximity to the permitted facility boundary of the First Manassas Mile Road – Southside Municipal Solid Waste Landfill) will no longer be a part of the County's system of roads; and

WHEREAS, the County wishes to convey the described portion of right-of-way into the legal description of the 1st Manassas Mile Road – Southside Municipal Solid Waste Landfill boundary;

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS
FAYETTE COUNTY, GEORGIA AND IT IS HEREBY RESOLVED

that the Board of Commissioners hereby authorizes Fayette County to convey a remnant parcel of land located in Land Lot 101 of the 5th District of Fayette County, which remnant is in close proximity to the 1st Manassas Mile Road – Southside Municipal Solid Waste Landfill, and is no longer a part of the County's system of roads for the purpose of furthering its use of the adjoining property. A plat showing the right of way to be abandoned and incorporated into the First Manassas Mile Road – Southside Municipal Solid Waste Landfill permit boundary is attached hereto and by reference incorporated herein.

The Board of Commissioners hereby authorized the Chairman to execute the deed of conveyance, upon compliance with all Georgia laws in regard thereto, together with any other document necessary to effectuate the intent of this resolution.

This Resolution shall be effective on the date of its approval by the Board of Commissioners.

SO RESOLVED, this the 10th day of May, 2012, by the

BOARD OF COMMISSIONERS
FAYETTE COUNTY, GEORGIA

_____
Herbert E. Frady, Chairman

ATTEST:

_____
Carol Chandler, County Clerk

EXHIBIT A

Portion of City Dump Road a/k/a Glass Road Right of Way Abandonment:

All that tract or parcel of land lying and being in Land Lot 101 of the 5th District, Fayette County, Georgia, and being more particularly described as follows:

Commencing at the northwest corner of Land Lot 101
Thence south along the west line of Land Lot 101, 2,313.76 feet to a point, said point being the TRUE POINT OF BEGINNING;

Thence North 02°23'57"East, 60.66 feet to a point;
Thence along a curve to the left an arc distance of 263.43 feet, said curve having a Radius of 259.35 feet and being subtended by a chord which bears North 53°52'46" East a distance of 252.25 feet;
Thence South 01°11'53" East a distance of 104.63 feet;
Thence along a curve to the right an arc distance of 238.83 feet, said curve having a Radius of 319.35 feet and being subtended by a chord which bears South 63°20'09" West a distance of 233.30 feet to a point, said point being the TRUE POINT OF BEGINNING;

Said tract or parcel of land contains 0.342 acre (14,884 square feet).