

**CITY OF DALTON
RESOLUTION
Resolution No. 20-20**

**RESOLUTION ACCEPTING DONATION OF REAL PROPERTY
AND DEDICATION OF PUBLIC RIGHT-OF-WAY OF STREET KNOWN AS
CANDLEWICK COURT FOR EXPANSION OF ALLEY BY THE OWNERS
INTERMARK USA, INC. AND HAMMER PROPERTIES OF DALTON, LLC**

WHEREAS, Georgia Code O.C.G.A. §36-37-2 authorizes the City of Dalton to accept donations of real property; and

WHEREAS, INTERMARK USA, INC., a Georgia domestic corporation, and HAMMER PROPERTIES OF DALTON, LLC, a Georgia limited liability company, (Owners) have offered to donate to the City a parcel or tract of real property located within the city limits of the City of Dalton and to dedicate said real property as public right-of-way for the expansion of a city alley/street; and

WHEREAS, the Mayor and Council of the City of Dalton have determined that it is in the best interest of the City and the citizens therein to accept the donation of said real property and to dedicate said real property as public right-of-way; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Dalton, as follows:

THAT THE CITY hereby accepts the donation by INTERMARK USA, INC. and HAMMER PROPERTIES OF DALTON, LLC of the real property located within the City and more particularly described as follows:

TRACT 9

ALL THAT TRACT or parcel of land lying and being in Land Lot No. 182 in the 12th District and 3rd Section in the City of Dalton, Whitfield County, Georgia, being more particularly described as follows:

BEGINNING at a mag nail and disk located on the southerly right of way of Chenille Drive (having a 50-foot right of way); said point being located North 68 degrees 53 minutes 24 seconds East a distance of 159.63 feet from a 5/8-inch capped rebar located at the intersection of said right of way with the eastern right of way of Chattanooga Avenue (having an 80-foot right of way); running thence North 68 degrees 53 minutes 24 seconds East a distance of 15.20 feet to a mag nail and disk; thence South 11 degrees 42 minutes 14 seconds East a distance of 205.06 feet to a mag nail and disk; thence South 74 degrees 02 minutes 29 seconds West a distance of 15.04 feet to a 5/8-inch capped rebar; thence North 11 degrees 42 minutes 14 seconds West a distance of 203.69 feet to the POINT OF BEGINNING.

TRACT 10

ALL THAT TRACT or parcel of land lying and being in Land Lot No. 182 in the 12th District and 3rd Section in the City of Dalton, Whitfield County, Georgia, being more particularly described as follows:

TO FIND THE TRUE POINT OF BEGINNING commence at a 5/8-inch rebar located at the intersection of the eastern right of way of Chattanooga Avenue (having an 80-foot right of way) with the southern right of way of Chenille Drive (having a 50-foot right of way); running thence North 68 degrees 53 minutes 24 seconds East along said right of way of Chenille Drive a distance of 159.63 feet to a mag nail and disk; thence leaving said right of way of Chenille Drive running South 11 degrees 42 minutes 14 seconds East a distance of 203.69 feet a 5/8-inch capped rebar and the TRUE POINT OF BEGINNING; running thence North 74 degrees 02 minutes 29 seconds East a distance of 15.04 feet to a mag nail and disk; thence South 11 degrees 42 minutes 14 seconds East a distance of 650.03 feet to a 2-inch pipe located on the northern right of way of Waters Street (being an unopened 50-foot right of way); thence South 82 degrees 35 minutes 16 seconds West along said right of way of Waters Street a distance of 15.04 feet to a 5/8-inch capped rebar; thence leaving said right of way of Waters Street running North 11 degrees 42 minutes 14 seconds West a distance of 647.79 feet to the POINT OF BEGINNING.

Said right of way hereby conveyed is identified as Tract 9 and Tract 10 and being more particularly described as shown in a survey for Bryan Spence by Christopher Lee Lewis, GRLS No. 3063, by Lewis and Associates Land Surveying, LLC, revised 06/25/19.

BE IT FURTHER RESOLVED, that the acceptance of the subject property is without conditions of its use and said property may be used by and on behalf of the City as permitted by applicable law.

BE IT FURTHER RESOLVED, that property as described herein above is hereby dedicated as public right-of-way for public use and is hereby accepted as a city street of the City of Dalton to be known as “_____.” The Public Works Department is hereby authorized to erect street signage naming said city street as provided herein.

BE IT FURTHER RESOLVED, that this Resolution shall become effective immediately upon its approval by the Mayor and Council of the City of Dalton and the filing of the Dedication Of Public Right Of Way Deed with the Clerk of the Superior Court of Whitfield County by the Owner(s).

ADOPTED AND APPROVED on the ____ day of _____, 20__, at the regular meeting of the Mayor and Council of the City of Dalton.

The foregoing Resolution received its first reading on _____. A motion for passage of the Resolution was made by Council person _____, second by Council person _____ and upon the question the vote is _____ ayes, _____ nays and the Resolution is adopted.

Attest:

CITY OF DALTON, GEORGIA

CITY CLERK

MAYOR

RESOLUTION

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