

## **ORDINANCE 19-01**

To Annex Property of Brass Holdings, LLC Into The City of Dalton, Georgia, Pursuant To Chapter 36, Title 36 Of The Official Code Of Georgia Annotated; To Rezone Said Property To A R-4 Zoning Classification; To Provide An Effective Date; And For Other Purposes

**BE IT ORDAINED** by the Mayor and Council of the City of Dalton and by authority of the same, **IT IS HEREBY ORDAINED** as follows:

### **Section 1:**

The area contiguous to the City of Dalton described in Exhibit “A” attached hereto and made a part hereof (the “Property”), is hereby annexed into the City of Dalton, Georgia and is made a part of said city.

### **Section 2.**

This Ordinance shall be effective on the 1<sup>st</sup> day of April 2019.

### **Section 3.**

The Property is rezoned to a R-4 zoning classification.

### **Section 4.**

The acreage of the Property is approximately 3.14 acres. No streets or roads are affected by this annexation.

### **Section 5.**

The City Clerk of the City of Dalton, Georgia is instructed to send a report that includes certified copies of this Ordinance, the name of the county in which the property being annexed is located and a letter from the City stating the intent to add the annexed area to Census maps during the next survey and stating that the survey map will be completed and returned to the Census Bureau, Department of Community Affairs, and to the governing authority of Whitfield County, Georgia, within thirty (30) days after the effective date of the annexation as set forth above in Section 2.

### **Section 6.**

All ordinances and parts of ordinances in conflict with this ordinance are repealed.

**Section 7.**

It is hereby declared to be the intention of the Mayor and Council of the City of Dalton that the section, paragraphs, sentences, clauses and phrases of this Ordinance are severable and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or otherwise invalid by a court of competent jurisdiction such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance.

**SO ORDAINED** this \_\_\_\_ day of \_\_\_\_\_, 2019.

The foregoing Ordinance received its first reading on \_\_\_\_\_ and a second reading on \_\_\_\_\_. Upon second reading a motion for passage of the ordinance was made by Councilmember \_\_\_\_\_, second by Councilmember \_\_\_\_\_ and upon the question the vote is \_\_\_\_ ayes, \_\_\_\_ nays and the Ordinance is adopted.

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

A true copy of the foregoing Ordinance has been published in two public places within the City of Dalton for five (5) consecutive days following passage of the above-referenced Ordinance as of \_\_\_\_\_.

\_\_\_\_\_  
CITY CLERK, CITY OF DALTON

EXHIBIT "A"

ALL THAT TRACT or parcel of land lying and being in Land Lot No. 147 in the 12th District, 3rd Section in Whitfield County, Georgia, being more particularly described as follows:

BEGINNING at a 1/2-inch rebar located on the eastern right of way of Crow Valley Road (having an 80-foot right of way), said point being located North 05 degrees 59 minutes 33 seconds West a distance of 1582.77 feet from the centerline intersection of Crow Valley Road and Willowdale Road; thence along said right of way of Crow Valley Road following the arc of a curve to the left an arc distance of 205.99 feet to a 1/2-inch rebar (said arc having a radius of 918.58 feet and being subtended by a chord bearing North 12 degrees 52 minutes 29 seconds East and chord distance of 205.56 feet); thence leaving said right of way of Crow Valley Road running South 89 degrees 27 minutes 43 seconds East a distance of 665.33 feet to a 1-inch rebar; thence South 00 degrees 21 minutes 07 seconds West a distance of 199.90 feet to a 1/2-inch rebar; thence North 89 degrees 32 minutes 09 seconds West a distance of 709.90 feet to the POINT OF BEGINNING.