

**CITY OF DALTON
RESOLUTION
Resolution No. 21-11**

**RESOLUTION ACCEPTING DONATION OF REAL PROPERTY
AND DEDICATION OF PUBLIC RIGHT-OF-WAY OF STREET TO BE NAMED AND
KNOWN AS “JACK BANDY WAY” BY HAMILTON HEALTH CARE SYSTEM, INC.**

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

WHEREAS, Hamilton Health Care System, Inc., a Georgia non-profit corporation, (Owner) has 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; 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 provisionally as provided in Section 102-162 of the 2001 Revised Code of Ordinances the donation of said real property and to dedicate said real property as public right-of-way;

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

THAT THE CITY hereby accepts pursuant to Section 102-162 the donation by Owner of the real property located within the City shown and described in Exhibit “A” attached hereto and made a part hereof by reference.

BE IT FURTHER RESOLVED, that the right-of-way shall be named “Jack Bandy Way” in honor and memory of the late Burl Jackson Bandy, industrialist and philanthropist and son of this City, and shall constitute public right of way and is hereby accepted as a city street of the City of Dalton.

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 was read 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

EXHIBIT "A"

A tract or parcel of land lying and being in Land Lot 183 of the 12th District and 3rd Section of Whitfield County, Georgia and more particularly described as follows:

BEGINNING at the intersection of the southerly right-of-way of a newly constructed street to be designated "Jack Bandy Way" as shown on the hereinafter cited plat of survey with the westerly right of way of Elkwood Drive and thence proceed South 83 degrees 38 minutes 26 seconds West a distance of 57.15 feet to a point; thence on the southerly of the right of way of Jack Bandy Way with the arc of a curve whose arc and chord length are 14.33 feet on radius of 230.00 feet with chord bearing South 85 degrees 25 minutes 33 seconds West; thence continuing South 87 degrees 12 minutes 40 seconds West a distance of 180.56 feet to a point; thence on the southerly right of way of Jack Bandy Way with the arc of a curve whose arc length is 25.37 feet and chord length is 25.35 feet on radius of 170.00 feet with chord bearing of South 82 degrees 56 minutes 08 seconds West; thence South 78 degrees 39 minutes 36 seconds West a distance of 176.21 feet to a point; thence on the southerly right of way of Jack Bandy Way with the arc of a curve whose arc length is 50.48 feet and chord length is 50.38 feet on radius of 230.00 feet with chord bearing of South 84 degrees 56 minutes 50 seconds West; thence North 88 degrees 45 minutes 56 seconds West a distance of 81.04 feet to a point; thence South 46 degrees 16 minutes 26 seconds West a distance of 49.46 feet to a point on the easterly right of way of Broadrick Drive (a 60 foot right of way); thence North 01 degree 18 minutes 49 seconds East along the easterly right of way of Broadrick Drive (a 60 foot right of way) a distance of 130.00 feet to a point; thence South 43 degrees 43 minutes 34 seconds East a distance of 49.53 feet to a point; thence South 88 degrees 45 minutes 56 seconds East a distance of 80.86 feet to a point; thence along the arc of a curve on the northerly right of way of Jack Bandy Way whose arc length is 37.31 feet and whose chord length is 37.23 on a radius of 170.00 feet with a chord bearing of North 84 degrees 56 minutes 50 seconds East to a point; thence North 78 degrees 39 minutes 36 seconds East a distance of 176.21 feet to a point; thence along the arc of a curve on the northerly right of way of Jack Bandy Way whose arc length is 34.33 feet and whose chord length is 34.29 feet on a radius of 230.00 feet with a chord bearing of North 82 degrees 56 minutes 08 seconds East to a point; thence North 87 degrees 12 minutes 40 seconds East a distance of 180.56 feet to a point; thence along the arc of a curve on the northerly right of way of Jack Bandy Way whose arc length is 10.59 feet and whose chord length is 10.59 feet on a radius of 170.00 feet with chord bearing of North 85 degrees 25 minutes 33 seconds East to a point; thence North 83 degrees 38 minutes 26 seconds East a distance of 57.04 feet to a point on the westerly right of way of Elkwood Drive; and thence South 06 degrees 27 minutes 57 seconds East a distance of 60 feet to the POINT OF BEGINNING.

Said tract or parcel of land being 0.88 acre as shown on the plat of survey for Royal Oaks Community dated September 28, 2021 and recorded in Plat Cabinet _____, Slide _____ of the Whitfield County, Georgia Deed Records.