

EXHIBIT "A"

**RESOLUTION AUTHORIZING THE ATTORNEY REPRESENTING THE COUNTY TO INSTITUTE
NECESSARY LEGAL ACTION THROUGH CONDEMNATION BY DECLARATION OF TAKING
METHOD TO OBTAIN TITLE TO THE REAL PROPERTY DESCRIBED
AND IDENTIFIED HEREIN BELOW**

WHEREAS, the Board of Commissioners of Effingham County, Georgia (hereinafter referred to as the "County") hereby determines it necessary and in the public interest to acquire certain property for the construction of the Hodgeville Road and Goshen Road Roundabout (hereinafter referred to as the "Roundabout") to improve the County road system for the citizens of Effingham County; and

WHEREAS, in order to begin construction of the Roundabout, it is necessary for the County to acquire the property described herein; and

WHEREAS, time is of the essence for the acquisition of the property being condemned; and

WHEREAS, due to such necessity, the County has determined that circumstances are such that it is necessary to proceed with condemnation of the property through the Declaration of Taking Method, as authorized by O.C.G.A. Section 32-3-1 et seq.; and

WHEREAS, the proper officials or representatives of the County have been unable to acquire the needed interest in the property by negotiated conveyance; and

WHEREAS, the County deems it is in the best interest of Effingham County, and the County will best be served by facilitating the right-of-way acquisitions for the Roundabout for the reasons set forth herein; and

WHEREAS, the County by this Resolution, desires the attorneys representing the County to proceed with condemnation on the property through Declaration of Taking Method, as authorized by O.C.G.A. Section 32-3-1 et seq.; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF EFFINGHAM COUNTY, GEORGIA, THAT:

1. That the public necessity for immediately acquiring the properties described herein below for the Roundabout is hereby declared and affirmed; and the circumstances are such that it is necessary to proceed with condemnation proceedings by use of the declaration of taking method of condemnation, as authorized by O.C.G.A. Section 32-3-1 et seq. and use of that method is hereby authorized to acquire and obtain title to the property.

2. That the attorneys for the County shall be and hereby are authorized and directed to institute condemnation proceedings in the name of the Board of Commissioners of Effingham County, Georgia for the condemnation of the property for uses set forth above, as provided by the Constitution of the State of Georgia, and to use the declaration of taking method.

3. That the Chairman of the Board of Commissioners of Effingham County, Georgia or his designee is hereby authorized and directed to sign, for Effingham County as a body politic of the State of Georgia, the Declaration of Taking.

4. That the County Director of Finance be and is hereby authorized and directed to make all necessary and proper payments required in connection with this condemnation.

5. That the attorneys for the County are hereby authorized to engage the services of any expert witnesses or appraisers as necessary to assist with the condemnation.

6. That the property sought to be acquired through this Resolution and Declaration of Taking Method are as follows:

Hodgeville Road and Goshen Road Roundabout Parcel 5 as further described in the legal description and plat attached hereto as Exhibit "A".

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

ADOPTED this ____ day of _____, 2024.

**BOARD OF COMMISSIONERS OF
EFFINGHAM COUNTY, GEORGIA**

By: _____
Wesley Corbitt
Its: Chairman

Attest: _____
Stephanie Johnson
Its: County Clerk

[SEAL]

EXHIBIT "A"

PROJECT: I-08B-Roundabout at Goshen Road and Hodgeville Road
PARCEL NO.: 5
COUNTY: Effingham
DATE OF R/W PLANS: May 22, 2024; Revised August 22, 2024, September 4, 2024,
September 21, 2024, November 3, 2024, November 9, 2024
REQUIRED R/W: 0.048 acres and certain easement rights

All that tract or parcel of land lying and being in the 9th Georgia Militia District of Effingham County, Georgia, being more particularly described as follows:

BEGINNING at a point located 49.25 feet right of and opposite station no. 4+74.82 on the construction centerline of Hodgeville Road, thence running S 42° 36' 18" E a chord distance of 36.07 feet and an arc distance 36.07 feet to a point located 54.98 feet right of and opposite station no. 4+31.69 on the construction centerline of Hodgeville Road, thence running N 36° 07' 31.48" E a distance of 117.25 feet to a point located 24.21 feet right of and opposite station 11+59.42 on the Goshen Road construction centerline, thence running S 53° 55' 16.14" W a distance of 115.74 feet back to the "POINT OF BEGINNING".

SAID TRACT CONTAINS 0.048 ACRES MORE OR LESS.

Also, a temporary construction easement is condemned for the right to construct certain slopes to connect the newly constructed road and right of way to the condemnee's remaining lands. Said easement will expire on November 1, 2026 and is shown described within on the attached plats marked Annex 1-A. Upon completion of the project, the slopes will remain in place. Said easement described as follows:

BEGINNING at a point located 24.21 feet right of and opposite station no. 11+59.42 on the construction centerline of Goshen Road, thence running S 53° 55' 16.14" W a distance of 32.72 feet to a point located 27.43 feet right of and opposite station no. 11+92.19 on the construction centerline of Goshen Road, thence running N 36° 07' 31.48" E a distance of 46.15 feet to a point located 37.14 feet right of and opposite station 11+46.86 on the Goshen Road construction centerline, thence running S 53° 52' 28.52" E a distance of 10.00 feet to a point 27.36 feet right of and opposite station 11+44.76 on said Goshen Road construction centerline, thence S 36° 07' 31.48" W a distance of 15.00 feet back to the "POINT OF BEGINNING".

SAID TEMPORARY CONSTRUCTION EASEMENT FOR CONSTRUCTION OF SLOPES CONTAINS 0.007 ACRES.

Also, a temporary easement is condemned for the right to construct a driveway to connect the newly constructed road and right of way to the condemnee's remaining lands for driveway purposes. Said easement will expire on November 1, 2026 and is shown described within on the attached plats marked Annex 1-A. Upon completion of the project, the driveway will remain in place for use by the condemnees. Said easement described as follows:

BEGINNING at a point located 49.68 feet right of and opposite station no. 3+18.24 on the construction centerline of Hodgeville Road, thence running N 51° 17' 40.57" E a distance of 7.01 feet to a point located 56.67 feet right of and opposite station no. 3+17.74 on the construction centerline of Hodgeville Road, thence running S 38° 45' 14.08" E a distance of 18.69 feet to a point located 55.35 feet right of and opposite station 2+99.09 on the Hodgeville Road construction centerline, thence running S 51° 17' 40.5" W a distance of 7.02 feet to a point 48.34 feet right of and opposite station 2+99.60 on said Hodgeville Road construction centerline, thence N 38° 42' 19.43" W a distance of 18.69 feet back to the "POINT OF BEGINNING".

SAID TEMPORARY DRIVEWAY EASEMENT CONTAINS 0.003 ACRES.