

Resolution No. 2024 - 018

A RESOLUTION ACCEPTING THE DEDICATION OF BERNEY CIRCLE CONTAINED WITHIN THE VILLAGES OF WEST COBB SUBDIVISION RESIDENTIAL DEVELOPMENT; EXPRESSLY DISCLAIMING THE ACCEPTANCE OF OTHER ITEMS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, all work has been completed within the Villages of West Cobb subdivision residential development, fulfilling the requirements of the Unified Development Code, including the necessary Certification of Ownership and Dedication to the City of Powder Springs of public infrastructure; and

WHEREAS, the Unified Development Code requires that acceptance of improvements by the City for perpetual maintenance occurs by resolution of the City Council;

WHEREAS, the Mayor and Council deem it appropriate to accept for maintenance Berney Circle from curb to curb, though extending to include the paved surface of sidewalks which are currently present, the water lines, sanitary sewer lines, and storm water drainage lines, excluding retention or detention ponds, including sufficient easement areas for such maintenance of the accepted elements, while expressly disclaiming and not accepting any and all elements not expressly accepted, including but not limited to trees, parks, playgrounds, open spaces, community green, conservation areas and detention or retention ponds.

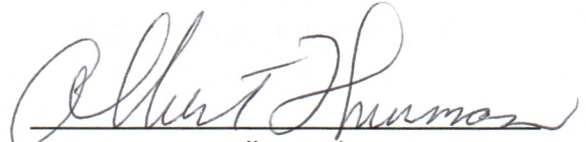
NOW THEREFORE, BE IT THEREFORE RESOLVED by the Mayor and Council for the City of Powder Springs as follows for the Villages of West Cobb residential development::

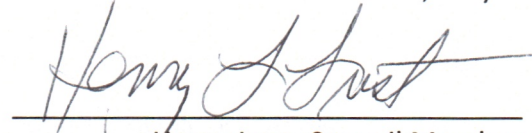
- (1) That the streets (back of curb to back of curb), sidewalks, water lines, sanitary sewer lines, and storm water drainage lines but not detention or retention ponds, including sufficient easement area within the platted right of way for maintenance of the accepted elements in the Villages of West Cobb as shown in the delineated Plat Book (PB 280 Page 214) in the estate records of the Clerk of Superior Court, Cobb County, Georgia are hereby accepted for perpetual maintenance;
- (2) That all things contained within the referenced plat which are not hereby expressly accepted, are hereby expressly disclaimed and not accepted, including but not limited to trees, parks, playgrounds, open spaces, community greens, wetland easement areas, and detention or retention ponds; and
- (3) The water lines and sanitary sewer lines will be quitclaimed to Cobb County under the terms and conditions of the purchase and sale agreement between the City and Cobb County conveying the water and sewer system dated June 25, 2019.

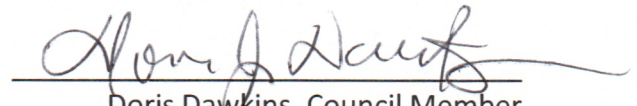
SO RESOLVED this 19th day of February 2024.

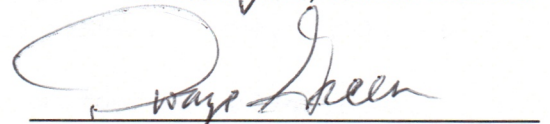
[Signature page follows]

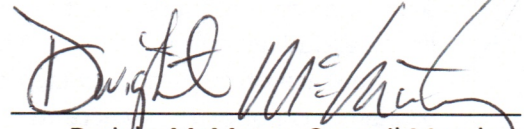
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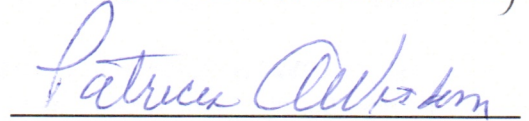

Albert Thurman, Mayor

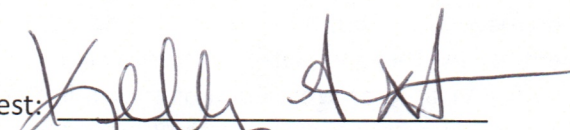

Henry Lust, Council Member


Doris Dawkins, Council Member


Dwayne Green, Council Member


Dwight McMurtry, Council Member


Patricia Wisdom, Council Member

Attest: 
Kelly Axt, City Clerk