

Resolution No. 2025 - 074

A RESOLUTION ACCEPTING THE DEDICATION OF STREETS AND OTHER ITEMS CONTAINED WITHIN SPRINGBROOK ESTATES PHASE 1; EXPRESSLY DISCLAIMING THE ACCEPTANCE OF OTHER ITEMS; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS the Final Plat for Springbrook Estates, Phase 1 was previously executed and approved as 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 recorded; and

WHEREAS the Owner completed the final paving and topping of the Springbrook Estates, Phase 1 and provided a 2-year maintenance agreement, and the two-year maintenance period ended April 1, 2025; and

WHEREAS, the City of Powder Springs has never formally accepted the Owner's dedication, and the Unified Development Code requires that acceptance of improvements by the city for perpetual maintenance occurs by resolution of the City Council; and

WHEREAS, the Mayor and Council deem it appropriate to accept for maintenance the streets from curb to curb, though extending to include the paved surface of sidewalks which are currently present, the water lines and sanitary sewer lines to be transferred to Cobb County, and storm water drainage lines excluding retention, detention ponds or bioretention areas, 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 and detention or retention ponds.

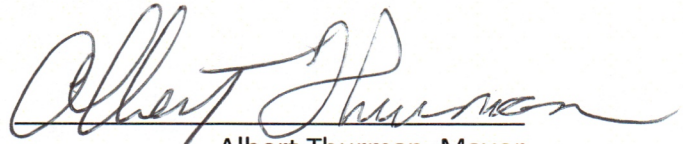
NOW THEREFORE, BE THEREFORE RESOLVED by the Mayor and Council for the City of Powder Springs as follows:

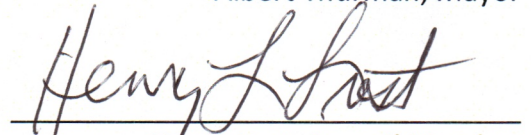
- (1) That the streets (back of curb to back of curb), sidewalks, water lines and sanitary sewer lines that will be transferred to Cobb County, and storm water drainage lines but not detention or retention ponds, including sufficient easement area within the platted right of way for maintenance of the accepted elements in Springbrook Estates, Phase 1, as shown in the real estate records of the Clerk of Superior Court, Cobb County, Georgia are hereby accepted for perpetual maintenance;
- (2) That all areas or improvements 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.

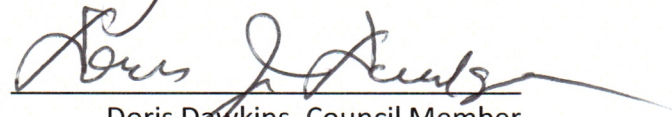
SO RESOLVED AND EFFECTIVE this 21st day of April 2025.

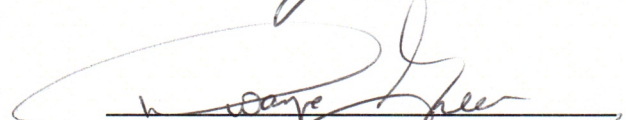
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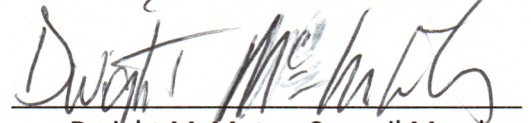
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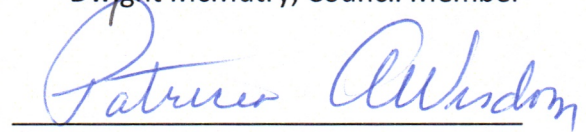

Albert Thurman, Mayor

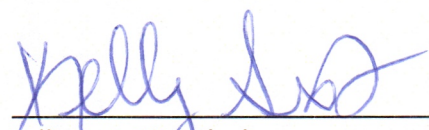

Henry Lust, Council Member


Doris Dawkins, Council Member


Dwayne Green, Council Member


Dwight McMurtry, Council Member


Patricia Wisdom, Council Member

Attest: 
Kelly Axt, City Clerk