

STATE OF GEORGIA

COUNTY OF HALL

**RESOLUTION ACCEPTING CERTAIN REAL PROPERTY FROM THE
GAINESVILLE AND HALL COUNTY DEVELOPMENT AUTHORITY**

WHEREAS, the Gainesville and Hall County Development Authority currently possesses a tract of improved real property (the “Property”) along Athens Street in Gainesville, Georgia consisting of approximately 3.535 acres, containing a single story brick building, and various parking lots, which is known as “Tract 2” on the attached map and known by the address of 1280 Athens Street, Gainesville, Georgia (Parcel# 01140 000011); and

WHEREAS, said property is further identified in the Limited Warranty Deed attached hereto, and in the February 1, 1998 Lease Agreement between Hall County and the Gainesville and Hall County Development Authority attached hereto; and

WHEREAS, the Property is currently being used, in part, as access into Hall County’s Butler Park and there is no other access into said park; and

WHEREAS, under Section 10.2 of the attached February 1, 1998 Lease Agreement between Hall County and the Development Authority, the Property was to be deeded back to the County at the expiration or sooner termination of the Lease Term following payment in full of the associated bonds, all of which has occurred; and

WHEREAS, The Gainesville and Hall County Development Authority has deeded the Property to Hall County by way of a Limited Warranty Deed dated March 19, 2024; and

WHEREAS, in order to be awarded Grant funds for the improvement of Butler Park, the tract containing Butler Park must be subdivided into a separate tract, and said separate Butler Park tract cannot be landlocked under the applicable regulations of the City of Gainesville; and

WHEREAS, the County's acceptance of the Property via the attached Limited Warranty Deed will allow the County to be awarded the grant funds by providing access to Butler Park necessary to keep the Butler Park tract from being landlocked so as to comply with the regulations of the City of Gainesville for subdividing the Butler Park tract as required by the State of Georgia; and

WHEREAS, the Board of Commissioners has determined that accepting the Property per the attached Limited Warranty Deed would support the general welfare of the citizens of Hall County.

NOW THEREFORE, the Board of Commissioners determines and declares that the improved real property described on the map, Limited Warranty Deed, and Lease Agreement attached hereto is hereby accepted, and directs the County's Administration to list said property in all applicable lists of County property. The Board further authorizes the Chairman to execute any and all documents necessary to effectuate this transaction.

SO RESOLVED this the ____ day of March, 2024.

HALL COUNTY BOARD OF COMMISSIONERS

Chairman, Richard Higgins

ATTEST:

(SEAL)
Jennifer Rivera, County Clerk

APPROVED AS TO FORM:

William J. Linkous III, County Attorney