

AN ORDINANCE 17-106  
ENTITLED

**AN ORDINANCE CLOSING LOWE ROAD, MORE PARTICULARLY DESCRIBED HEREIN WITH CERTAIN RESERVATIONS, AUTHORIZING THE EXECUTION OF A QUIT CLAIM DEED; REPEALING PRIOR ORDINANCES IN CONFLICT AND FOR OTHER PURPOSES.**

WHEREAS, Lowe Road, hereinafter more particularly described, is not presently being used sufficiently to justify its continuance as a public street and it has been determined that it is in the public interest that the same be closed; and

WHEREAS, a Public Hearing on the proposed closing of Lowe Road, was held at the Regular Meeting of the Board of Commissioners of the City of Albany, Georgia, on the 13<sup>th</sup> day of June, 2017, after due notice of said Public Hearing was advertised once a week for four weeks in the Albany Herald and no objections were made at said Public Hearing or otherwise to the closing of Lowe Road;

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of the City of Albany, Georgia and it is hereby ordained by authority of same:

SECTION 1. There is hereby closed Lowe Road, more particularly described as follows:

All that tract or parcel of land, situate, lying and being a part of Land Lot 361 of the First Land District of Albany, Dougherty County, Georgia, more particularly described as follows:

Commence at the intersection of the north right of way of Lowe Road and the east right of way of Slappey Boulevard, which is the POINT OF BEGINNING; from this point go along the north right of way of Lowe Road South 42 degrees 39 minutes 50 seconds east for as distance of 273.31 feet to a point; from this point go along the north right of way of Lowe Road South 51 degrees 08 minutes 15 seconds East for a distance of 769.00 feet to a point; from this point go along the north right of way of Lowe Road South 51 degrees 08 minutes 15 seconds East for as distance of 385.44 feet to a point; thence go along the chord a curved portion of the north right of way of Lowe Road Relocated North 58 degrees 17 minutes 42 seconds West for a distance of 238.44 feet having an arc length of 238.85 feet and the radius being 1,172.82 feet to a point on the centerline of Lowe Road; thence go along said centerline North 51 degrees 08 minutes 15 seconds West for a distance of 290.16 feet to point; thence go South 38 degrees 51 minutes 45 seconds West for a distance of 29.86 feet to point on


the south right of way of Lowe Road; thence go along the south right of way of Lowe Road North 51 degrees 25 minutes 03 seconds West for a distance of 317.77 feet; go thence North 51 degrees 24 minutes 16 seconds West for a distance of 333.68 feet; go thence North 66 degrees 43 minutes 19 seconds West for a distance of 136.47 feet to the east right of way of Slappey Boulevard; go thence along said right of way North 00 degrees 36 minutes 00 seconds West for a distance of 181.02 feet to the POINT OF BEGINNING.

Said tract contains 1.62 acres from property lines and rights of way as depicted on plat dated April 21, 2006, as prepared by Charles R. Hutchinson, Georgia Registered Land Surveyor No. 2639, said plat being incorporated herein by reference.

An easement is reserved to the City of Albany on behalf of itself and the owners and operators of other public utilities for the purpose of constructing, using, operating and maintaining electric, gas, water, sewage, drainage, telephone lines, and facilities, and other utility facilities that may be thereon or placed thereon by the City of Albany, Georgia or under its authority, or with its permission, together with right of ingress and egress as may be necessary for the construction, maintenance and operation of the same.

SECTION 2. Upon application of the adjacent property owner and satisfactory proof of ownership, the Mayor, or in the absence of the Mayor, the Mayor Pro Tem and the City Clerk are authorized to execute Quit Claim Deed in the name of and on behalf of the City of Albany, Georgia, and to affix the seal of the City thereto conveying said 1.62 acres to the property owner.

SECTION 3. All Ordinances, or parts of Ordinances, in conflict herewith are repealed.

  
MAYOR

ATTEST:

  
CITY CLERK

Adopted: June 13, 2017

Introduced By Commissioner: Bob Langstork  
Date(s) read: June 13, 2017