

AN ORDINANCE

ANNEXING the following property in the corporate limits of the City of Marietta, Georgia and consisting of 5.6639 acres and all associated right-of-way for Land Lot 12070, District 16, Parcels 0350 (106 Kipling Dr.), 0370 (108 Kipling Dr.), 0390 (110 Kipling Dr.), 0440 (1663 Lower Roswell Rd), 0450 (1670 Lower Roswell Rd), 0430 (1675 Lower Roswell Rd), 0460 (1680 Lower Roswell Rd), 0420 (1685 Lower Roswell Rd), 0550 (1698 Lower Roswell Rd), Land Lot 12080, District 16, Parcels 0200 (189 Kipling Dr), 0210 (193 Kipling Dr), 0230 (1523 Lower Roswell Rd), 0240 (1523 Lower Roswell Rd), 0250 (1639 Lower Roswell Rd), 0300 (1642 Lower Roswell Rd), 0260 (1647 Lower Roswell Rd), 0290 (1648 Lower Roswell Rd), 0270 (1653 Lower Roswell Rd), 0280 (1654 Lower Roswell Rd), 2nd Section, Marietta, Cobb County, Georgia and all associated right-of-way for each address and consisting of 5.6639 acres.

WHEREAS, application has been filed by **CITY OF MARIETTA** for annexing property in the corporate limits of the City of Marietta, Georgia; and,

WHEREAS, following proper notice, a public hearing was held before this body; and,

WHEREAS, all conditions of home rule annexation as set forth by the State Legislature have been met; and

WHEREAS, the Mayor and Council are authorized and empowered to describe Ward boundaries within the corporate limits.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MARIETTA, GEORGIA, THAT:

Section 1: Best Interest Determination:

Prior to annexing the property described herein, the Marietta City Council finds, as a matter of fact, that the annexation of the property described herein into the municipal corporation of the area proposed in the Application for Annexation would be in the best interest of the residents and property owners of the area proposed for annexation and of the citizens of the municipal corporation.

Section 2: The following property to wit:

All that tract or parcel of land lying and being in Land Lot 12070, District 16, Parcels 0350 (106 Kipling Dr.), 0370 (108 Kipling Dr.), 0390 (110 Kipling Dr.), 0440 (1663 Lower Roswell Rd),

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Section 3: The above-described property is hereby annexed into the corporate limits of the City of Marietta, Georgia, and shall have an effective date of October 1, 2014; except that for ad valorem tax purposes, the effective date of annexation shall be December 31, 2014.

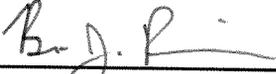
Section 4: The above described property is hereby placed in Ward 7A within the corporate limits of the City of Marietta, Georgia.

Section 5: It is hereby declared to be the intention of this Ordinance that its sections, paragraphs, sentences, clauses and phrases are severable, and if any section, paragraph, sentence, clause or phrase of this Ordinance is declared to be unconstitutional or invalid, it shall not affect any of the remaining sections, paragraphs, sentences, clauses or phrases of this Ordinance.

Section 6: All Ordinances or parts of Ordinances in conflict with this Ordinance are hereby repealed.

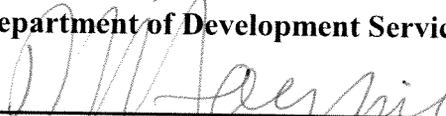
Section 7: This Ordinance shall become effective upon the signature or without the signature of the Mayor, subject to Georgia laws 1983, page 4119.

Final Ordinance submitted by:



Brian Binzer, Director
Department of Development Services

Approved as to form:



Douglas R. Haynie, City Attorney

Approved by City Council:

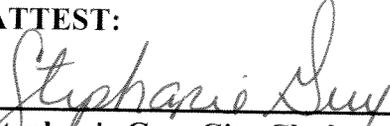
DATE: September 10, 2014

APPROVED:



R. Steve Tumlin, Jr., Mayor

ATTEST:



Stephanie Guy, City Clerk