

**Action Requested/Required:**

- ☒ Vote/Action Requested
☐ Discussion or Presentation Only
☐ Public Hearing
Report Date: _____
Hearing Date: _____
Voting Date: _____

Department: Water & Sewer Presenter(s) & Title: Dave Hatabian
Utility Engineer

Agenda Item Title:

Discussion and Possible Action to Grant GA Power Easements on 2 Parcels for the Water Pollution Control Plant

Summary:

GA Power needs to bring in additional power lines for the expansion of the water pollution control plant. Easements are required on 2 City owned parcels install new power poles, overhead and underground lines.

Budget Implications:

Budgeted? ☐ Yes ☐ No ☒ N/A

Total Cost of Project: Check if Estimated ☐

Fund Source: General Fund ☐ Water & Sewer ☐ Sales Tax ☐ Other:

Staff Recommendations:

Staff recommends granting the easements to GA Power

Reviews:

Has this been reviewed by Management and Legal Counsel, if required? ☐ Yes ☐ No

Attachments:

GA Power Easements - Parcels 001 & 002

After recording, return to:
Georgia Power Company
Attn: Land Acquisition (Recording)
241 Ralph McGill Blvd NE
Bin 10151
Atlanta, GA 30308-3374

PROJECT 2022100216 LETTER FILE DEED FILE MAP FILE
ACCOUNT NUMBER 10580105-GPC9596-VBS-0
NAME OF LINE/PROJECT: CANTON WATER POLLUTION CONTROL PLANT B (CHEROKEE COUNTY)
DISTRIBUTION LINE

PARCEL NUMBER 001

STATE OF GEORGIA
CHEROKEE COUNTY

E A S E M E N T

For and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, in hand paid by GEORGIA POWER COMPANY, a Georgia corporation (the "Company"), the receipt and sufficiency of which are hereby acknowledged, CITY OF CANTON, GEORGIA (the "Undersigned", which term shall include heirs, successors and/or assigns), whose mailing Address is 110 Academy St, Canton, GA 30114-3003, does hereby grant and convey to the Company, its successors and assigns, the right, privilege and easement to go in, upon, along, across, under and through the Property (as defined below) for the purposes described herein.

The "Property" is defined as that certain tract of land owned by the Undersigned at 1149 MARIETTA HWY, CANTON, GA 30114 (Tax Parcel ID No. 14N17 009) in Land Lot 159, 160, 2ND SECTION of the 14TH District of Cherokee County, Georgia.

The "Easement Area" is defined as any portion of the Property located (a) within fifteen (15) feet of the centerline of the overhead distribution line(s) as installed in the approximate location(s) shown on "Exhibit A" attached hereto and made a part hereof, (b) within ten (10) feet of the centerline of the underground distribution line(s) as installed in the approximate location(s) shown on "Exhibit A," and (c) within ten (10) feet from each side of any related above-ground equipment and facilities, including without limitation cubicles, transformers and service pedestals, as installed in the approximate location(s) shown in "Exhibit A."

The rights granted herein include and embrace the right of the Company to construct, operate, maintain, repair, renew and rebuild continuously upon and under the Easement Area its lines for transmitting electric current with poles, wires, transformers, service pedestals, anchors, guy wires and other necessary

PARCEL 001 NAME OF CANTON WATER POLLUTION CONTROL PLANT B (CHEROKEE
 LINE/PROJECT: COUNTY) DISTRIBUTION LINE

apparatus, fixtures, and appliances; the right to attach communication facilities and related apparatus, fixtures, and appliances to said poles; the right to stretch communication or other lines within the Easement Area; the right to permit the attachment of the cables, lines, wires, apparatus, fixtures, and appliances of any other company or person to said poles for electrical, communication or other purposes; the right to assign this Easement in whole or in part; the right at all times to enter upon the Easement Area for the purpose of inspecting said lines and/or making repairs, renewals, alterations and extensions thereon, thereunder, thereto or therefrom; the right to cut, trim, remove, clear and keep clear of said overhead or underground lines, transformers, fixtures, and appliances all trees and other obstructions that may in the opinion of the Company now or hereafter in any way interfere or be likely to interfere with the proper maintenance and operation of said overhead or underground lines, transformers, fixtures, and appliances; the right of ingress and egress over the Property to and from the Easement Area; and the right to install and maintain electrical and communication lines and facilities to existing and future structure(s) within the Easement Area under the easement terms provided herein. Any timber cut on the Easement Area by or for the Company shall remain the property of the owner of said timber.

The Undersigned does not convey any land, but merely grants the rights, privileges and easements hereinbefore set out.

The Company shall not be liable for or bound by any statement, agreement or understanding not herein expressed.

[Signature(s) on Following Page(s)]

PARCEL 001 NAME OF CANTON WATER POLLUTION CONTROL PLANT B (CHEROKEE
LINE/PROJECT: COUNTY) DISTRIBUTION LINE

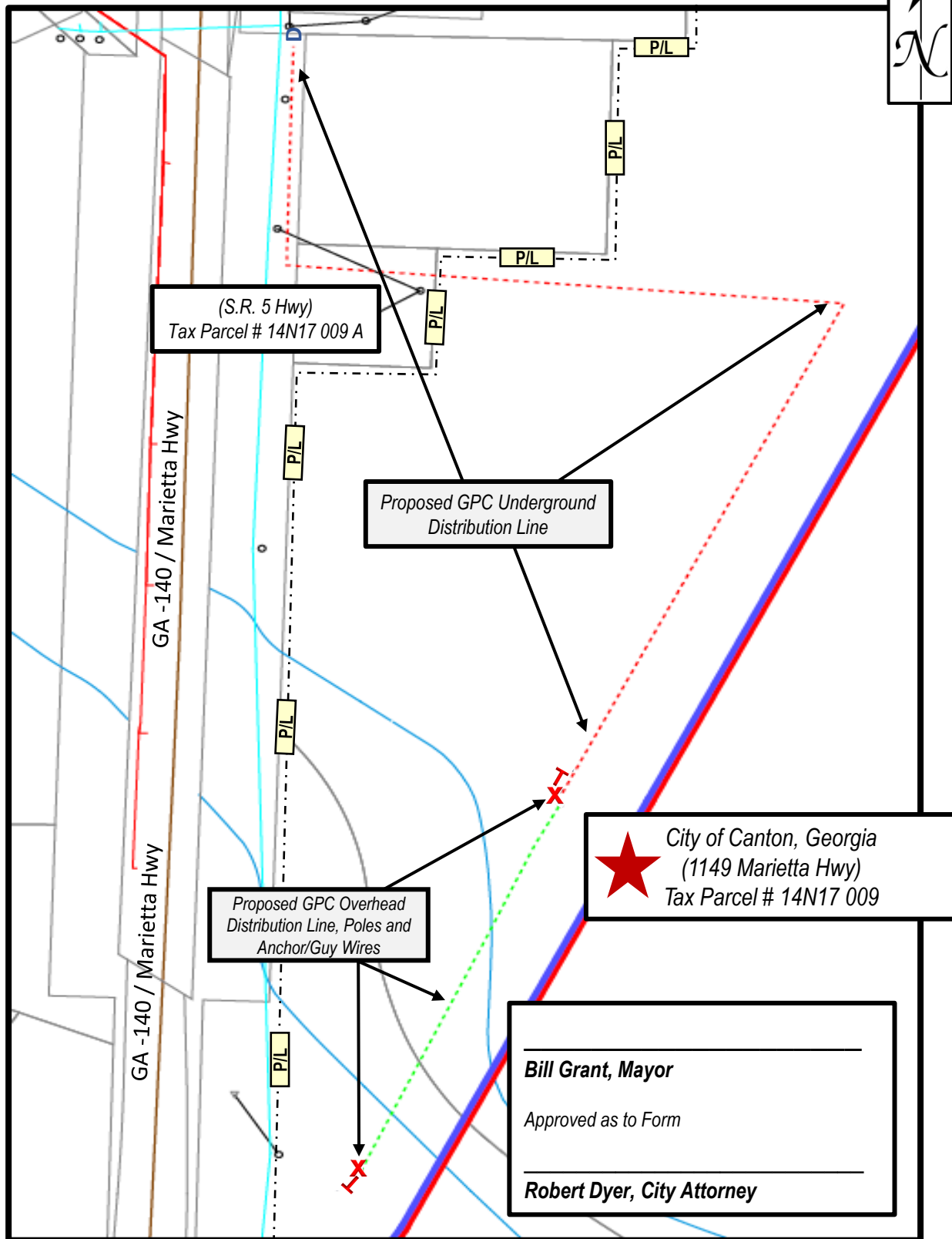
IN WITNESS WHEREOF, the Undersigned has/have hereunto set his/her/their
hand(s) and seal(s), this _____ day of _____, _____.

Signed, sealed and delivered in the CITY OF CANTON, GEORGIA
presence of:

_____	By: _____ (SEAL)
Witness	Name: BILL GRANT
	Title: MAYOR
_____	Attest: _____ (SEAL)
Notary Public	Name: ROBERT DYER
	Title: CITY ATTORNEY

[CORPORATE SEAL]

Exhibit "A"



Parcel 001

DRAWING NOT TO SCALE

**CANTON WATER POLLUTION
CONTROL PLANT B (CHEROKEE
COUNTY) DISTRIBUTION LINE
LIMS # 2022100216
Work Location(s): 1-3**



Georgia Power

Environmental & Natural Resources

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ACCOUNT NUMBER 10580105-GPC9596-VBS-0
NAME OF LINE/PROJECT: CANTON WATER POLLUTION CONTROL PLANT B (CHEROKEE COUNTY)
DISTRIBUTION LINE

PARCEL NUMBER 002

STATE OF GEORGIA
CHEROKEE COUNTY

U N D E R G R O U N D E A S E M E N T

For and in consideration of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, in hand paid by GEORGIA POWER COMPANY, a Georgia corporation (the "Company"), the receipt and sufficiency of which are hereby acknowledged, CITY OF CANTON, A POLITICAL SUBDIVISION OF THE STATE OF GEORGIA (the "Undersigned", which term shall include heirs, successors and/or assigns), whose mailing Address is 110 Academy St, Canton, Georgia 30114, does hereby grant and convey to the Company, its successors and assigns, the right, privilege and easement to go in, upon, along, across, under and through the Property (as defined below) for the purposes described herein.

The "Property" is defined as that certain tract of land owned by the Undersigned at S.R.5 HWY, CANTON, GEORGIA 30114 (Tax Parcel ID No. 14N17 009 A) in Land Lot 159, 160, 2ND SECTION of the 14TH District of Cherokee County, Georgia.

The "Easement Area" is defined as any portion of the Property located (a) within ten (10) feet of the centerline of the underground distribution line(s) as installed in the approximate location(s) shown on "Exhibit A" attached hereto and made a part hereof, and (b) within ten (10) feet from each side of any related above-ground equipment and facilities, including without limitations cubicles, transformers and service pedestals, as installed in the approximate location(s) shown in "Exhibit A".

The rights granted herein include and embrace the right of the Company to construct, operate, maintain, repair, renew and rebuild continuously upon and under the Easement Area its lines for transmitting electric current with wires,

PARCEL 002 NAME OF CANTON WATER POLLUTION CONTROL PLANT B (CHEROKEE
 LINE/PROJECT: COUNTY) DISTRIBUTION LINE

transformers, service pedestals, manholes, conduits, cables and other necessary apparatus, fixtures and appliances; the right to stretch communication or other lines of any other company or person under the Easement Area; the right to assign this Underground Easement in whole or in part; the right at all times to enter upon the Easement Area for the purpose of inspecting said lines and/or making repairs, renewals, alterations and extensions thereon, thereunder, thereto or therefrom; the right to cut, trim, remove, clear and keep clear of said underground lines, transformers, fixtures, and appliances all trees and other obstructions that may in the opinion of the Company now or hereafter in any way interfere or be likely to interfere with the proper maintenance and operation of said underground lines, transformers, fixtures, and appliances; the right of ingress and egress over the Property to and from the Easement Area; and the right to install and maintain electrical and communication lines and facilities to existing and future structure(s) within the Easement Area under the easement terms provided herein. Any timber cut on the Easement Area by or for the Company shall remain the property of the owner of said timber.

The Undersigned does not convey any land, but merely grants the rights, privileges and easements hereinbefore set out.

The Company shall not be liable for or bound by any statement, agreement or understanding not herein expressed.

[Signature(s) on Following Page(s)]

PARCEL 002

NAME OF
LINE/PROJECT:

CANTON WATER POLLUTION CONTROL PLANT B (CHEROKEE
COUNTY) DISTRIBUTION LINE

IN WITNESS WHEREOF, the Undersigned has/have hereunto set his/her/their
hand(s) and seal(s), this _____ day of _____, _____.

Signed, sealed and delivered in the
presence of:

CITY OF CANTON, A POLITICAL SUBDIVISION OF THE
STATE OF GEORGIA

Witness

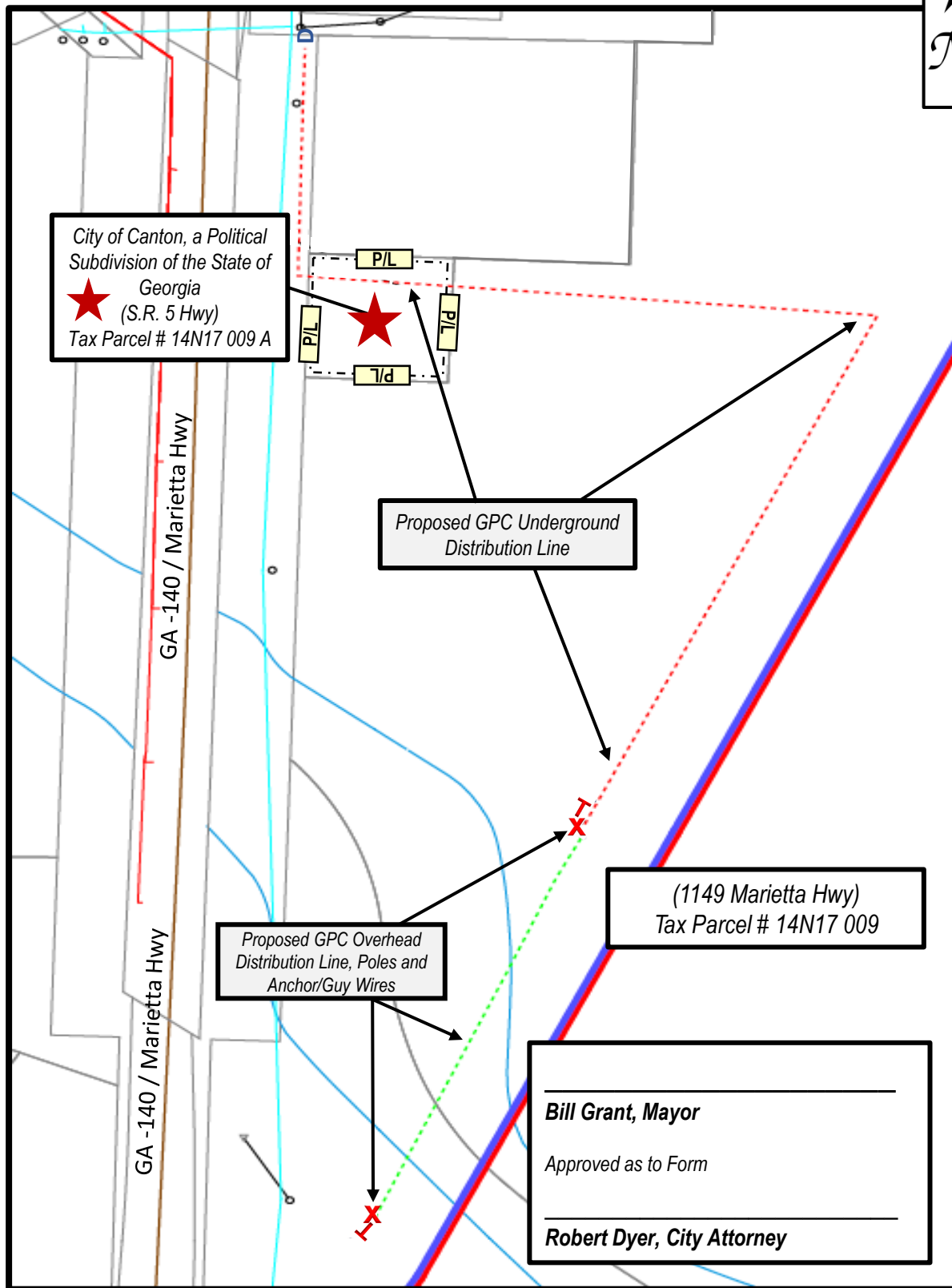
By: _____ (SEAL)
Name: BILL GRANT
Title: MAYOR

Notary Public

Attest: _____ (SEAL)
Name: ROBERT DYER
Title: CITY ATTORNEY

[CORPORATE SEAL]

Exhibit "A"



Parcel 002

DRAWING NOT TO SCALE

**CANTON WATER POLLUTION
CONTROL PLANT B (CHEROKEE
COUNTY) DISTRIBUTION LINE
LIMS # 2022100216
Work Location(s): 1-3**



Georgia Power

Environmental & Natural Resources