

House Bill 1244 (AS PASSED HOUSE AND SENATE)

By: Representatives Setzler of the 35th, Ehrhart of the 36th, Wilkerson of the 33rd, Johnson of the 37th, Manning of the 32nd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating a new charter for the City of Kennesaw, approved April 10, 1971
2 (Ga. L. 1971, p. 3620), as amended, particularly by home rule amendment filed in the office
3 of Secretary of State September 22, 2009 (Ga. L. 2010, p. 4239), and as amended by an Act
4 approved April 20, 2011 (Ga. L. 2011, p. 3645), so as to change the provisions relating to the
5 corporate limits of the city; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act creating a new charter for the City of Kennesaw, approved April 10, 1971 (Ga. L.
9 1971, p. 3620), as amended, particularly by home rule amendment filed in the office of
10 Secretary of State September 22, 2009 (Ga. L. 2010, p. 4239), and as amended by an Act
11 approved April 20, 2011 (Ga. L. 2011, p. 3645), is amended by adding at the end of Section
12 1.01 the following:

13 "The corporate limits of the City of Kennesaw shall also include the following described
14 parcels of land:

15 TRACT NO. 1

16 All That Tract Or Parcel of Land Lying And Being In Land Lot 216 Of The 20th District,
17 2nd Section, Cobb County, Georgia as shown on plat of survey by S.J. Gostin Company,
18 Inc., dated November 8, 1972, recorded in Plat Book 56, Page 207, Cobb County
19 Records, and being more Particularly Described As Follows:

20 BEGINNING at an iron pin on the westerly right of way of Kennesaw-Due West Road
21 493.7 feet north of the intersection of the westerly right of way of Kennesaw-Due West
22 Road with the northeasterly right of way of Stilesboro Road, as measured along the
23 westerly right of way of Kennesaw-Due West Road; thence south 84 degrees 48
24 minutes west 144.4 feet to an iron pin; thence north 36 degrees 05 minutes west 100
25 feet to an iron pin; thence north 40 degrees 44 minutes east 65.8 feet to an iron pin;
26 thence north 89 degrees 32 minutes east 170 feet to an iron pin at the westerly right of

27 way of Kennesaw-Due West Road; thence south 04 degrees 54 minutes west 119.4 feet
 28 along the westerly right of way of Kennesaw-Due West Road to an iron pin and the
 29 POINT OF BEGINNING

30 Said tract of land containing total acreage of .519+/- acre

31 TRACT NO. 2

32 All That Tract Or Parcel of Land Lying And Being In Land Lot 216 Of The 20th District,
 33 2nd Section, Cobb County, Georgia And Being 1.1 acre as shown on plat made for Roy
 34 W. Hood Dated October 6, 1967, and being more Particularly Described As Follows:

35 BEGINNING at an iron pin located on the Westerly side of Due West Kennesaw Road
 36 1241.5 feet Southerly and following the curvature of Due West Kennesaw Road from
 37 the intersection of the Westerly side of said road with the original North line of Land
 38 Lot 216; thence running Westerly for a distance of 248 feet to an iron pin and corner;
 39 thence running Southerly and forming an interior angle of 86 degrees, 39 minutes for
 40 a distance of 209.5 feet to an iron pin and corner; thence running Easterly and forming
 41 an interior angle of 93 degrees, 21 minutes for a distance of 216.6 feet to an iron pin
 42 and corner located on the Westerly side of Due West Kennesaw Road; thence running
 43 Northerly along the Westerly side of said road for a distance of 210 feet to the point of
 44 beginning.

45 Said tract of land containing total acreage of 1.1+/- acre

46 TRACT NO. 3

47 All that tract or parcel of land lying and being in Land Lot 216, 20th District, 2nd
 48 Section, Cobb County, Georgia, Being Lot 2, Block C, Stilesboro Crossing Subdivision,
 49 Unit Two, as per plan recorded in Plat Book 60, Page 208, Cobb County, Georgia
 50 records, which plat is incorporated herein by reference and made a part hereof for a more
 51 detailed description, being improved property known as 1662 Johnston Trail, NW,
 52 according to the present system of numbering houses in Cobb County, Georgia and being
 53 more particularly shown on survey dated 10 August, 1987 prepared by Georgia Land
 54 Surveying Co., Inc.

55 Said tract of land containing total acreage of .57+/- acre

56 TRACT NO. 4

57 All that tract or parcel of land lying and being in Land Lot 216, 20th District, 2nd
 58 Section, Cobb County, Georgia, Being Lot 3, Block C, Stilesboro Crossing Subdivision,
 59 Unit Two, as per plan recorded in Plat Book 60, Page 208, Records of Cobb County,
 60 Georgia records, which plat is hereby referred to and made a part hereof by reference, and

61 being more particularly shown on survey prepared by Eston Pendley & Assoc., Inc.,
62 dated January 27, 1977.

63 Said tract of land containing total acreage of .65+/- acre

64 TRACT NO. 5

65 All That Tract Or Parcel of Land Lying And Being In Land Lot 216 Of The 20th District,
66 2nd Section, Cobb County, Georgia And Being More Particularly Described As Follows:

67 BEGINNING at the northerly intersection of the westerly right-of-way of Kennesaw
68 Due West Road (80 foot right-of-way) and the northeasterly right-of-way of Stilesboro
69 Road (70 foot right-of-way) thence North 36 degrees 06' West along the northeasterly
70 right-of-way of Stilesboro Road, 400.0 feet to the TRUE POINT OF BEGINNING;
71 thence north 36 degrees 06' West along said right-of-way of Stilesboro Road 100.0 feet
72 to a corner, thence North 40 degrees 44' East, 205.5 feet to a corner; thence Sought 36
73 degrees 06' East, 100 feet to a point and corner; thence South 40 degrees 44' West, 205
74 feet to a corner on said northeasterly right-of-way of Stilesboro Road and the TRUE
75 POINT OF BEGINNING. Being that 0.46 acre parcel labeled Parcel No. 1 on a certain
76 plat of survey dated October 26, 1972 for Barnes Realty, Inc. By L.J. Gastin Company,
77 Inc. of Macon, Georgia filed December 19, 1972 in Plat Book 56, page 207, Cobb
78 County Records said plat incorporated herein by reference for more complete
79 description. And;

80 Said tract of land containing total acreage of .38+/- acre

81 TRACT NO. 6

82 All that tract or parcel of land lying and being in Land Lot 216 of the 20th District, 2nd
83 Section, Cobb County, Georgia, being Lot 1, Lot 2 and Lot 1, Block "C", Stilesboro
84 Crossing Subdivision, Unit Two, as per plat recorded in Plat Book 60, page 208, Records
85 of Cobb County, Georgia.

86 Said tract of land containing total acreage of .578+/- acre

87 TRACT NO. 7

88 All That Tract Or Parcel of Land Lying And Being In Land Lot 216 Of The 20th District,
89 2nd Section, Cobb County, Georgia And Being More Particularly Described As Follows:

90 BEGINNING at a point on the Westerly right-of-way of Kennesaw-Due West Road,
91 363.7 feet Northerly, as measured along the Westerly right-of-way of Kennesaw-Due
92 West from the intersection of the Westerly right-of-way of Kennesaw-Due West Road
93 and the Northeasterly right-of-way of Stilesboro Road; thence North 85 degrees, 05
94 minute, 48 seconds West, 217.74 feet to a point; thence North 40 degrees, 44 minutes

95 East, 129.1 feet to a point; thence North 84 degrees, 48 minutes East, 144.4 feet to a
96 point on the Westerly right-of-way of Kennesaw-Due West Road; thence South 4
97 degrees, 54 minutes West, along the Westerly right-of-way of Kennesaw-Due West
98 Road, 130 feet to the point of beginning.

99 Said tract of land containing total acreage of .45+/- acre"

100

SECTION 2.

101 All laws and parts of laws in conflict with this Act are repealed.