

**A RESOLUTION AUTHORIZING ITS ATTORNEY  
TO EXERCISE THE MAYOR AND ALDERMEN’S POWERS OF  
EMINENT DOMAIN IN THE ACQUISITION OF CERTAIN INTERESTS IN  
PROPERTY SITUATED IN THE CITY OF SAVANNAH, GEORGIA  
AND IN CHATHAM COUTNY, GEORGIA, FOR PUBLIC ROAD  
AND/OR OTHER PUBLIC TRANSPORTATION PURPOSES**

WHEREAS, pursuant to Article 9, Section 2, Paragraph 5 of the Georgia Constitution, municipalities may acquire in fee simple or in any lesser interest by eminent domain for public purposes; and,

WHEREAS, certain real property is needed and necessary for municipal road and/or other transportation purposes to construct certain improvements and the widening of the existing public roads designated under the City of Savannah (the “City”) road system as Delesseps Ave. and La Roche Ave., (hereinafter referred to as “the Project”), said Project being within the corporate limits of the City; and

WHEREAS, the Mayor and Aldermen of the City of Savannah, Georgia, a municipality of the State of Georgia, has determined that the circumstances of his matter are such that there is a necessity for exercising its power of eminent domain pursuant to O.C.G.A. §§ 32-3-1 *et seq.* in the acquisition of certain interests in property for the Project.

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED, that the circumstances are such that it is necessary to proceed with condemnation proceedings by use of the declaration of taking method of condemnation, as authorized by O.C.G.A. §§ 32-3-1 *et seq.*, and use of that method is hereby authorized to acquire and obtain certain interests in property designated as Parcel Number 32, as more particularly described and shown on **Exhibit “A”**, attached hereto (the “Property”). It is further resolved that the City Attorney and/or her designee are ordered and directed to institute proceedings *in rem* pursuant to O.C.G.A. §§ 32-3-1 *et seq.* in the Chatham County Superior Court in order to condemn that certain Property and interest therein, all to the use of the Mayor and Aldermen of the City of Savannah, said Property now or formerly vested in Savannah Health Services, LLC, their successors and assigns. It is further resolved that payment of just and adequate compensation there for be made to the person or persons entitled to such payment. The City Manager and the City Attorney and/or her designee are authorized to deposit into the Registry of the Court the sum determined by finding of the Declaration of Taking method (O.C.G.A. §§ 32-3-1 *et seq.*) to be just and adequate compensation, all in accordance with the provisions of said Act. The City Manager is further authorized to sign a Declaration of Taking, Petition for Condemnation and any other documents deemed necessary by the City Attorney and/or her designee in connection with such condemnation.

ADOPTED by the Mayor and Aldermen of the City of Savannah, Georgia, this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
**EDDIE DELOACH, Mayor**

\_\_\_\_\_  
**MARK MASSEY,  
CLERK OF COUNCIL**

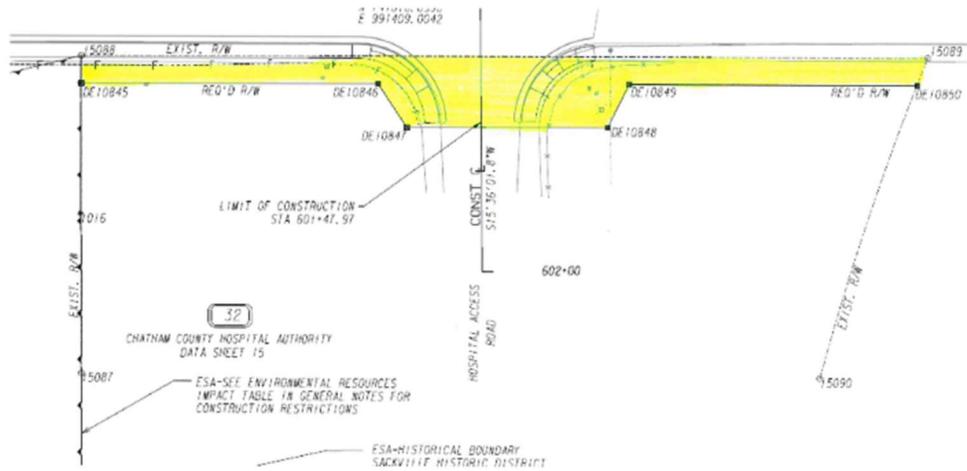
**EXHIBIT A**  
**Legal Description and Plat**

PROJECT: Delesseps/LaRoche Avenue from Waters Avenue to Skidaway Road  
PARCEL: 32  
REQ'D R/W: 0.091 Acres  
NAME: Savannah Health Services, LLC

All that land lying and being in the Fourth Georgia Militia District of Chatham County, Georgia, being more particularly described as follows:

BEGINNING at a point located 25.44 feet right of and opposite the Delesseps Avenue Project Construction Centerline Station 115+96.84, said point being also located at the intersection of the west existing right of way line of the Hospital Access Road and the south existing right of way line of Delesseps Avenue; thence, S 74° 02' 04.1" E along said south existing right of way line a distance of 293.76 feet to a point located at the intersection of said south existing right of way line and the east existing right of way line of the Hospital Access Road; thence, S 37° 34' 19.5" W along said east existing right of way line a distance of 10.17 feet to a point; thence, N 74° 03' 15.3" W a distance of 99.35 feet to a point; thence, S 42° 30' 38.9" W a distance of 16.77 feet to a point; thence, N 74° 03' 15.3" W a distance of 70.00 feet to a point; thence, N 17° 44' 39.5" W a distance of 18.03 feet to a point; thence, N 74° 03' 15.3" W a distance of 103.16 feet to a point located on the west existing right of way line of the Hospital Access Road; thence, N 15° 56' 44.7" E along said west existing right of way line a distance of 9.56 feet back to said POINT OF BEGINNING. Said area described consists of 0.091 acres and is shown in yellow on plat (Dated August 12, 2016; revised July 21, 2017) attached hereto and made part of this description.

Yellow shaded area indicates the proposed right-of-way



REQ'D R/W - PAR 32		REQ'D R/W	DE159
PNT	OFFSET/ DIST	STATION/ BEARING	ALIGNMENT
15088	25.44 R	115+96.84	C/L DELESSEPS
	293.76	S 74°02'04.1" E	
15089	25.54 R	118+90.60	C/L DELESSEPS
	10.17	S 37°34'19.5" W	
DE10850	35.00 R	118+86.85	C/L DELESSEPS
	99.35	N 74°03'15.3" W	
DE10849	35.00 R	117+87.50	C/L DELESSEPS
	16.77	S 42°30'38.9" W	
DE10848	50.00 R	117+80.00	C/L DELESSEPS
	70.00	N 74°03'15.3" W	
DE10847	50.00 R	117+10.00	C/L DELESSEPS
	18.03	N 17°44'39.5" W	
DE10846	35.00 R	117+00.00	C/L DELESSEPS
	103.16	N 74°03'15.3" W	
DE10845	35.00 R	115+96.84	C/L DELESSEPS
	9.56	N 15°56'44.7" E	
15088	25.44 R	115+96.84	C/L DELESSEPS
REQ'D R/W = 3956.01 SF			
REQ'D R/W = 0.091 ACRES			
REMAINDER = +/- 3.2 ACRES			