



# City of Smyrna

City of Smyrna  
A.Max Bacon City Hall /  
Council Chambers  
2800 King Street  
Smyrna, GA 30080  
770-434-6600  
www.smyrnacity.com

## Issue Sheet

File Number: AGR2021-05

Agenda Date: 9/20/2021

Version: 1

Status: Agenda Ready

In Control: City Council

File Type: Agreement

Agenda Number: D.

**WARD / COUNCILMEMBER:** Ward 3 / Councilmember Travis Lindley

### **\$ IMPACT:**

#### **Agenda Title:**

Approval of Access and Use Easement Agreement with Smyrna Restaurant Concepts, LLC, for access to maintenance facilities at 1043 Concord Road, Smyrna, Georgia 30080 and authorize the Mayor to execute any related documents.

***Ward 3 / Councilmember Travis Lindley***

### **ISSUE AND BACKGROUND:**

The restaurant property owned by Smyrna Restaurant Concepts, LLC, at 1061 Concord Road uses garbage collection facilities and a grease trap which are located on adjacent City-owned property at 1043 Concord Road. Smyrna Restaurant Concepts has contracted to sell its property to a new owner for a different restaurant concept. The new owner and its lender are requesting a formal easement from the City onto 1043 Concord Road in order to access and use the garbage-collection unit and the grease trap in the same manner as the current owner has done since 2016. The proposed easement will run to any successors-in-interest to the property at 1061 Concord Road only so long as that property is being used as a restaurant and so long as the owner keeps the garbage area and grease trap properly serviced and maintained.

**RECOMMENDATION / REQUESTED ACTION:** Staff recommends approval of the Access and Use Easement Agreement and authorizes the Mayor to sign and execute all related documents.