

RESOLUTION NO. 2019-07

WHEREAS, the Smyrna Grove subdivision desires that its neighborhood be a gated community; and

WHEREAS, according to city policy, Public streets cannot be gated and closed to the public; and

WHEREAS, Smyrna Grove neighborhood has agreed to accept the streets within the community as private streets owned and maintained by the homeowner's association; and

WHEREAS, the Smyrna Grove neighborhood has demonstrated the financial ability to pay all future maintenance of the streets; and

Whereas no substantial public purpose is served by requiring the streets within the Smyrna Grove subdivision to be publicly maintained because the streets are not necessary for the public street system within the city and removal of these streets from the municipal streets system is in the best interest of the public.

THEREFORE, IT IS RESOLVED, as follows:

1. The Smyrna Grove Subdivision may be a fully gated community.
2. All streets within the Smyrna Grove subdivision will be private and all future maintenance responsibility that is not required to be done by the builder or developer, shall be done by the Smyrna Grove Homeowners Association.
3. The City is authorized to convey whatever interest it has in the streets to the Smyrna Grove HOA subject to a reservation of necessary utility easements for city access, maintenance and construction of the water and sanitary sewer system that is under the streets.
4. The streets to be private and conveyed include the following Crimson Maple Way, Still Pine Bend, White Cypress Court, Windy Elm Drive, Smyrna Grove Drive and Smyrna Grove Place.
5. The city is authorized to enter into all agreements necessary to carry out this resolution and the mayor is authorized to execute all necessary documents.

Resolution 2019-07
Smyrna Grove

This Resolution was adopted by the Governing Authority of the City of Smyrna,
Georgia on the 16th day of December 2019.

Terri Graham, City Clerk

A. Max Bacon, Mayor