

RESOLUTION 2022-05

A RESOLUTION APPROVING A STANDARD LAND SALE AGREEMENT AND AUTHORIZING THE CONVEYANCE OF CERTAIN PROPERTY

WHEREAS, the Downtown Development Authority (DDA) exists for the public purpose of redeveloping and promoting redevelopment within the city and is specifically authorized to encourage and promote economic improvement, development and rehabilitation within the City; and

WHEREAS, in 1990, the City of Smyrna conveyed property situated in the downtown area to the DDA. This conveyance includes the property that is shown within the survey attached as Exhibit “A” as well as several other parcels. However, the 1990 conveyance omitted the areas where former roadways existed as well as remnants and potential gaps and gores resulting from public projects occurring over the years; and

WHEREAS, the City desires to transfer all of the property described in Exhibit “A” to the DDA so that the property may be assembled with the property already owned by the DDA and a portion thereof sold to Market Village Realty, LLC, or another entity controlled by the principals of the entity and developed into a brewery so that the DDA may achieve its public purpose of promoting economic improvement and redevelopment within the City; and

WHEREAS, the City desires to approve the Standard Land Sale Agreement between the Smyrna Downtown Development Authority as Seller and Market Village Realty, LLC, or another entity controlled by the principals of that entity, as Purchaser, in substantially the form shown in Exhibit “B” attached hereto so that the DDA may achieve its public purpose of promoting economic improvement and redevelopment within the City.

THEREFORE, IT IS RESOLVED, as follows:

The City finds that approving the Standard Land Sale Agreement between the Smyrna Downtown Development Authority and Market Village Realty, LLC, or another entity controlled by the principals of that entity, in substantially the form shown in Exhibit “B” attached hereto assists the DDA in achieving its public purpose of promoting economic improvement and redevelopment within the City and approves that Agreement.

The City finds that transferring the property described in Exhibit “A” to the DDA, so that it may be assembled with property already owned by the DDA and sold for development, furthers the public purpose of the DDA in promoting economic improvement and redevelopment within downtown Smyrna. The city further finds that a redevelopment in substantial compliance with the terms of the Standard Land Sale Agreement between the Smyrna Downtown Development Authority as Seller and Market Village Realty, LLC, as identified herein, furthers the public purpose of promoting economic improvement and redevelopment within the downtown area and authorizes and approves the conveyance of whatever interest it has in the property described as Tract A and Tract B in Exhibit “A” and authorizes the Mayor to execute a deed conveying such interest.

This Resolution was adopted by the Governing Authority of the City of Smyrna, Georgia on the 18th day of January 2022.

Derek Norton, Mayor

ATTEST:

Heather Peacon-Corn, City Clerk

Approved as to form:

Scott Cochran, City Attorney

CITY SEAL

