

**APPLICATION FOR SPECIAL LAND USE PERMIT
TO THE CITY OF SMYRNA**

Please Type or Print Clearly

(To be completed by City)

Ward: _____

Application No: _____

Hearing Date: _____

APPLICANT: _____ Google Fiber Georgia, LLC _____

Name: Wally Shin
(Representative's name, printed)

Address: 2400 Herodian Way, Suite 450, Smyrna, GA 30080

Business Phone: (770) 779-1859 Cell Phone: (678) 428-0592 Fax Number: _____

E-Mail Address: wshin@bechtel.com

Signature of Representative: _____


TITLEHOLDER:

Name: City of Smyrna
(Titleholder's name, printed)

Address: 2800 King Street, Smyrna, GA 30080

Business Phone: (770) 434-6600 Cell Phone: _____ Home Phone: _____

E-mail Address: ksuddreth@smyrnaga.gov

Signature of Titleholder: _____
(Attach additional signatures, if needed)

(To be completed by City)

Received: _____

Heard by P&Z Board: _____

P&Z Recommendation: _____

Advertised: _____

Posted: _____

Approved/Denied: _____

ZONING:

R-15 Single Family Residential

Present Zoning

LAND USE:

Community Park - North Cooper Lake Park

Present Land Use

For the Purpose of Placement of fiber optic equipment enclosure hut

Size of Tract 26.1 Acres

Location 4201 North Cooper Lake Road SE, Smyrna, GA 30082

(Street address is required. If not applicable, please provide nearest intersection, etc.)

Land Lot (s) 386, 387 District 17

DESCRIPTION OF PROPOSED SPECIAL LAND USE:

Placement of a new hut enclosure compound. Hut compound is primarily comprised of a 12' x 28' pre-fabricated equipment enclosure which will house most of the data processing and fiber optic transmission equipment. Additionally, there will be a natural gas emergency generator adjacent to the hut. Four (4) underground vaults will connect hut to the fiber backbone network. The entire compound will be enclosed in a 8' tall chain-link fence topped by 1' of barbed security wire.

(To be completed by City)

Recommendation of Planning Commission:

Council's Decision:

CONTIGUOUS ZONING

North: R-15 Single Family Residential _____

East: R-15 Single Family Residential _____

South: R-15 Single Family Residential _____

West: R-15 Single Family Residential _____

CONTIGUOUS LAND USE

North: Park _____

East: Single Family Residences _____

South: Single Family Residences _____

West: Undeveloped Wooded Property _____

**NOTIFICATION OF CONTIGUOUS OCCUPANTS OR LAND OWNERS TO
ACCOMPANY APPLICATION FOR SPECIAL LAND USE PERMIT**

By signature, it is hereby acknowledged that I have been notified that _____

Google Fiber Georgia, LLC

Intends to make an application for a special land use permit for the purpose of

Placement of a new fiber optic equipment enclosure hut at 4201 North Cooper Lake Road SE, Smyrna, GA 30082

_____ on the premises described in the application.

NAME	ADDRESS
Alvin Fouts	570 Disposal Plant Rd., Smyrna GA 30082
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

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_____ on the premises described in the application.

NAME	ADDRESS
Frances Cribbs	4281 Nowlin Dr, Smyrna GA 30082
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

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_____ on the premises described in the application.

NAME	ADDRESS
Craftmark Development LLC	4105 N. Cooper Lake Rd., Smyrna GA 30082
_____	1873 Dresden Drive, Atlanta, GA 30319
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

INFRASTRUCTURE

WATER AND SEWER

A letter from Scott Stokes, Director of Public Works Department is required stating that water is available and the supply is adequate for this project.

A letter from Scott Stokes, Director of Public Works Department is required stating that sewer is available and the capacity is adequate for this project.

- If it is Cobb County Water, Cobb County must then furnish these letters.

Comments:

Not Applicable

TRANSPORTATION

Access to Property? Access to the site will be via existing public right-of-way.

Improvements proposed by developer? No transportation related improvements are proposed.

Comments:

ZONING DISCLOSURE REPORT

Has the applicant* made, within two years immediately preceding the filing of this application for a special land use permit, campaign contributions aggregating \$250 or more or made gifts having in the aggregate a value of \$250 or more to the Mayor or any member of the City Council or Planning and Zoning Board who will consider this application?

No

If so, the applicant* and the attorney representing the applicant* must file a disclosure report with the Mayor and City Council of the City of Smyrna, within 10 days after this application is filed.

Please supply the following information, which will be considered as the required disclosure:

The name of the Mayor or member of the City Council or Planning and Zoning Board to whom the campaign contribution or gift was made:

Not Applicable

The dollar amount of each campaign contribution made by the applicant* to the Mayor or any member of the City Council or Planning and Zoning Board during the two years immediately preceding the filing of this application, and the date of each such contribution:

Not Applicable

An enumeration and description of each gift having a value of \$250 or more by the applicant* to the Mayor and any member of the City Council or Planning and Zoning Board during the two years immediately preceding the filing of this application:

Not Applicable

Does the Mayor or any member of the City Council or Planning and Zoning Board have a property interest (direct or indirect ownership including any percentage of ownership less than total) in the subject property?

No

If so, describe the natural and extent of such interest: _____

Not Applicable

ZONING DISCLOSURE REPORT (CONTINUED)

Does the Mayor or any member of the City Council or Planning and Zoning Board have a financial interest (direct ownership interests of the total assets or capital stock where such ownership interest is 10% or more) of a corporation, partnership, limited partnership, firm, enterprise, franchise, association, or trust, which has a property interest (direct or indirect ownership, including any percentage of ownership less than total) upon the subject property?

No

If so, describe the nature and extent of such interest:

Not Applicable

Does the Mayor or any member of the City Council or Planning and Zoning Board have a spouse, mother, father, brother, sister, son, or daughter who has any interest as described above?

No

If so, describe the relationship and the nature and extent of such interest:

Not Applicable

If the answer to any of the above is "Yes", then the Mayor or the member of the City Council or Planning and Zoning Board must immediately disclose the nature and extent of such interest, in writing, to the Mayor and City Council of the City of Smyrna. A copy should be filed with this application**. Such disclosures shall be public record and available for public inspection any time during normal working hours.

We certify that the foregoing information is true and correct, this 14th day of August, 2015.



(Applicant's Signature)

(Attorney's Signature, if applicable)

Notes

* Applicant is defined as any individual or business entity (corporation, partnership, limited partnership, firm enterprise, franchise, association or trust) applying for rezoning action.

** Copy to be filed with the City of Smyrna Zoning Department and City Clerk along with a copy of the zoning application including a copy of the legal description of the property.

1.00 due

139

WARRANTY DEED—Form No. 10

HALL PRINTING & OFFICE SUPPLY - MARIETTA, GA.

STANDARD WARRANTY DEED



STATE OF GEORGIA,

Cobb County

THIS INDENTURE, made this 10th day of April

in the year of our Lord One Thousand Nine Hundred and Fifty Nine

between W. B. Bowles and Frances Kate Bowles

of the State of Georgia and County of Cobb of the first part and The City of Smyrna

of the State of Georgia and County of Cobb of the second part

WITNESSETH: That the said part Y of the first part for and in consideration of the sum of other valuable considerations and Ten and 00/100 DOLLARS

in hand paid at and before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents do as grant, bargain, sell and convey unto the said part Y of the second part, their heirs and assigns all that tract or parcel of land lying and being in Land Lot 387, 17th District, 2nd

Section, Cobb County, Georgia, and being a tract of 23.12 acres which is more particularly described as follows:

BEGINNING at an iron pin located at the southeast corner of Land Lot 387; thence running south 89 degrees west along the south Land Lot line of Land Lot 387 for a distance of 886.1 feet to an iron pin; thence running northerly for a distance of 660 feet; thence running westerly for a distance of 200 feet; thence running northerly for a distance of 660 feet to a point located on the north Land Lot line of Land Lot 387; thence running easterly along said north Land Lot line for 729 feet to an iron pin; thence running southerly for a distance of 660 feet to an iron pin; thence running easterly for a distance of 330.7 feet to an iron pin located on the east Land Lot line; thence running southerly for a distance of 645 feet to the southeast corner of the Land Lot and the point of beginning.

This deed is given in exchange for a deed given simultaneously herewith by the grantee herein to the grantor herein conveying a tract of approximately the same acreage in exchange for this tract of land.

The above described property is more fully shown upon a plat of said property dated March 21, 1959 made by Hensley and Associates, Inc. which plat is to be recorded in the Clerk's office, Cobb Superior Court.



55 Rev. due

TO HAVE AND TO HOLD, The said bargained premises, together with all and singular, the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of said part.Y..... of the second part its heirs and assigns forever, IN FEE SIMPLE.

And the said part.Y..... of the first part, for..... his..... heirs, executors and administrators will warrant and forever defend the right and title to the above described property unto the said part.Y..... of the second part, its..... heirs and assigns, against the lawful claim of all persons whomsoever.

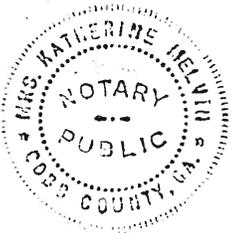
IN WITNESS WHEREOF, The said part.Y..... of the first part, ha.s. hereunto set. his..... hand..... and affixed his..... seal....., the day and year above written.

Signed, sealed and delivered in the presence of:

[Handwritten signature]

NOTARY PUBLIC

..... (SEAL)
W. B. BOWLES (SEAL)
W.B. Bowles (SEAL)
[Handwritten signature] (SEAL)
[Handwritten signature] (SEAL)



GEORGIA, Cobb County, Clerk's Office Superior Court

Filed for Record *14* day of *April* 19 *59*
at *11* o'clock *A.M.* - Recorded *April 15, 19 59*

JNO. T. LeCROY, Clerk.

WARRANTY DEED

FROM

[Handwritten signature]

TO

[Handwritten signature]

....., 19.....

GEORGIA, COUNTY

Filed for Record at o'clock M.

April 14, 19 59

Recorded in Book Folio

....., 19.....

[Handwritten signature], Clerk
[Handwritten signature]
[Handwritten signature]

STANDARD WARRANTY DEED
HALL PRINTING & OFFICE SUPPLY - MARIETTA, GA.

STATE OF GEORGIA, County of COBB

THIS INDENTURE, Made this 8th day of FEBRUARY in the Year of Our Lord One Thousand Nine Hundred and FIFTY-FIVE between

C. E. SPROUSE

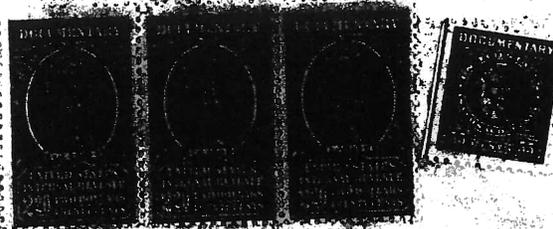
of the State of GEORGIA and County of COBB of the first part, and CITY OF SMYRNA

of the State of GEORGIA and County of COBB of the second part.

WITNESSETH: That the said party of the first part, for and in consideration of the sum of Other Valuable Considerations and Ten Dollars, in hand paid, at and before the sealing and delivery of these presents, the receipt of which is hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents do es grant, bargain, sell and convey unto the said party of the second part, its heirs and assigns, all that tract or parcel of land lying and being in original Land Lots Numbers n 386 and 387 of the 17th District, Second Section, Cobb County, Georgia, and being 26.1 acres as shown by plat prepared by Office of City Engineer, dated January 29, 1955, which is to be recorded in Plat Book 12, Page 18, Cobb County Records, being more particularly described as follows:

BEGINNING at the Southwest corner of original Land Lot No. 386 and running thence North 1 degree, 15 minutes West along the West line of said Land Lot for a distance of 656.4 feet to a concrete monument; thence North 87 degrees and 23 minutes East along the South line of C. B. Norton property for a distance of 1,350.1 feet to a concrete monument on the West line of said Land Lot No. 386; thence South 4 degrees and 25 minutes East along said Land Lot line for a distance of 680.8 feet to the Southeast corner of said Land Lot; thence continuing South 4 degrees and 25 minutes East along the East line of Land Lot No. 387 for a distance of 669 feet to an iron pin; thence South 89 degrees, 59 minutes West along property of W. B. Bowles for a distance of 332 feet to an iron pin; thence North 4 degrees, 18 minutes West for a distance of 660 feet to an iron pin on the South line of Land Lot No. 386; thence South 88 degrees, 26 minutes West along said Land Lot Line for a distance of 1,059 feet to the point of beginning.

Also included herewith is a perpetual right-of-way easement for a water line 10 feet wide ~~flow~~ adjoining property of grantor extending from Old Cooper Lake Road to the above described property being a total length of 455.5 feet. Said easement located on the North side of Land Lot No. 335, 17th District, Second Section, Cobb County, Georgia, and being shown on the plat above referred to. It is agreed that the grantee herein is to have the right of ingress and egress for the purpose of installing and maintaining said water line.

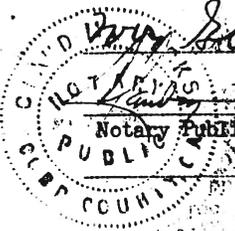


TO HAVE AND TO HOLD the said tract or parcel of land, with all and singular the rights, members and appurtenances thereof, to the same being, belonging, or in anywise appertaining, to the only proper use, benefit and behoof of the said part y..... of the second part, its heirs and assigns, forever, in Fee Simple.

AND THE SAID part y..... of the first part, for his heirs, executors and administrators, will warrant and forever defend the right and title to the above described property, unto the said part y..... of the second part, its heirs and assigns, against the claims of all persons whomsoever.

IN WITNESS WHEREOF, the said part y..... of the first part has hereunto set his hand and seal....., the day and year above written.

Signed, sealed and delivered in presence of:



Wm. Gordie Sprouse (Seal)
Wm. Sprouse (Seal)
Notary Public, Cobb County, Ga. (Seal)

GEORGIA, Cobb County, Clerk's Office Superior Court (Seal)

Filed for Record 9th day of Feb. 1955
at 12 o'clock A.M. - Recorded Feb. 10 1955

JNO. T. LeCROY, Clerk

WARRANTY DEED (Long Form)	FROM	TO	GEORGIA, County of <i>Cobb</i>	Clerk's Office, Superior Court	Filed for Record at <i>12</i> o'clock <i>A</i> .M.	Recorded in Deed Book _____ Folio _____, 19____
	C. E. SPROUSE				<i>Feb 9</i> , 19 <i>55</i>	<i>Jno. T. LeCroy</i> Clerk
		CITY OF SMIRNA				

FORM NO. 214 IVAN ALLEN CO.

LEGAL DESCRIPTON

"EXHIBIT B-2"

SITE 114

LEASE AREA

A tract of land being part of Land Lot(s) 387 in district 17 of Cobb County, Georgia, more particularly described as follows:

Commencing at an iron pin found at the corner of the intersection of North Cooper Lake Road and North Cooper Lake Park Road; running thence South 89 degrees 51 minutes 50 seconds East for a distance of 791.89 feet to a point; thence South 89 degrees 10 minutes 13 seconds East for a distance of 25 feet to a point; thence South 1 degree 26 minutes 23 seconds West for a distance of 16.45 feet to a point; thence South 88 degrees 33 minutes 37 seconds East for a distance of 35 feet to an iron pin set at the True Point of Beginning; thence South 1 degree 26 minutes 23 seconds West for a distance of 32.00 feet to an iron pin set; thence North 88 degrees 33 minutes 37 seconds West for a distance of 50.00 feet to an iron pin set; thence North 1 degree 26 minutes 23 seconds East for a distance of 32.00 feet to an iron pin set; thence South 88 degrees 33 minutes 37 seconds East for a distance of 50.00 feet to an iron pin set at the True Point of Beginning, said Tract containing 1,600 square feet or 0.037 acres. Subject to all easements and restrictions of record.

