

House Bill 329 (AS PASSED HOUSE AND SENATE)

By: Representatives Reeves of the 34th, Carson of the 46th, Evans of the 42nd, Setzler of the 35th, Thomas of the 39th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating a new charter for the City of Kennesaw, approved May 6, 2013
2 (Ga. L. 2013, p. 4234), as amended, particularly by an Act approved April 10, 2014 (Ga. L.
3 2014, p. 4106), so as to change the provisions relating to the corporate limits of the city; to
4 repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 An Act creating a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L.
8 2013, p. 4234), as amended, particularly by an Act approved April 10, 2014 (Ga. L. 2014,
9 p. 4106), is amended by adding at the end of Section 1.02 the following:

10 "(c) The corporate limits of the City of Kennesaw shall also include the following
11 described parcels of land:

12 Tract 1.

13 All that tract or parcel of land lying and being in Land Lots 207, 208, 211 and 212 of the
14 20th District, 2nd Section, Cobb County, Georgia, and being more particularly described
15 as follows:

16 BEGINNING at a 5/8-inch rebar set at the intersection of the Southwesterly right-of-way
17 line of U.S. Highway 41, a.k.a. Cobb Parkway (200-foot right-of-way and varies) and the
18 Westerly right-of-way line of Barrett Parkway (variable right-of-way), said point being the
19 TRUE POINT OF BEGINNING; Thence along the Westerly right-of-way line of Barrett
20 Parkway, South 00 degrees 29 minutes 16 seconds West, a distance of 88.66 feet to a point;
21 Thence along a curve to the left having an arc length of 92.98 feet, with a radius of 7720.00
22 feet, at a chord bearing of South 43 degrees 23 minutes 26 seconds West, for a chord length
23 of 92.98 feet, to a point; Thence North 46 degrees 56 minutes 16 seconds West, a distance
24 of 9.17 feet to a point; Thence South 42 degrees 59 minutes 34 seconds West, a distance
25 of 25.30 feet to a point; Thence South 46 degrees 58 minutes 24 seconds East, a distance
26 of 14.18 feet to a point; Thence along a curve to the left having an arc length of 146.44

27 feet, with a radius of 7715.00 feet, at a chord bearing of South 42 degrees 18 minutes 51
28 seconds West, for a chord length of 146.44 feet, to a point; Thence North 48 degrees 03
29 minutes 27 seconds West, a distance of 14.18 feet to a point; Thence South 41 degrees 42
30 minutes 44 seconds West, a distance of 20.24 feet to a point; Thence South 48 degrees 14
31 minutes 33 seconds East, a distance of 13.26 feet to a point; Thence along a curve to the
32 left having an arc length of 285.14 feet, with a radius of 7712.05 feet, at a chord bearing
33 of South 39 degrees 13 minutes 35 seconds West, for a chord length of 285.12 feet, to a
34 point; Thence along a curve to the left having an arc length of 159.04 feet, with a radius of
35 7712.05 feet, at a chord bearing of South 37 degrees 25 minutes 59 seconds West, for a
36 chord length of 159.04 feet, to a point; Thence South 45 degrees 34 minutes 23 seconds
37 West, a distance of 15.19 feet to a point; Thence South 38 degrees 28 minutes 24 seconds
38 West, a distance of 117.00 feet to a point; Thence along a curve to the right having an arc
39 length of 359.91 feet, with a radius of 1091.43 feet, at a chord bearing of South 46 degrees
40 46 minutes 56 seconds West, for a chord length of 358.28 feet, to a point; Thence along a
41 curve to the right having an arc length of 4.04 feet, with a radius of 1091.43 feet, at a chord
42 bearing of South 56 degrees 20 minutes 07 seconds West, for a chord length of 4.04 feet,
43 to a point; Thence South 00 degrees 28 minutes 23 seconds West, a distance of 2.16 feet
44 to a point; Thence along a curve to the right having an arc length of 142.24 feet, with a
45 radius of 1080.92 feet, at a chord bearing of South 60 degrees 01 minutes 34 seconds West,
46 for a chord length of 142.14 feet, to a point; Thence along a curve to the right having an
47 arc length of 190.68 feet, with a radius of 1080.92 feet, at a chord bearing of South 68
48 degrees 50 minutes 59 seconds West, for a chord length of 190.44 feet, to a point; Thence
49 North 16 degrees 05 minutes 48 seconds West, a distance of 5.00 feet to a point; Thence
50 along a curve to the right having an arc length of 117.37 feet, with a radius of 1075.92 feet,
51 at a chord bearing of South 77 degrees 01 minutes 42 seconds West, for a chord length of
52 117.31 feet, to a point; Thence South 09 degrees 50 minutes 48 seconds East, a distance
53 of 5.00 feet to a point; Thence along a curve to the right having an arc length of 128.99
54 feet, with a radius of 1080.92 feet, at a chord bearing of South 83 degrees 34 minutes 19
55 seconds West, for a chord length of 128.91 feet, to a point; Thence South 86 degrees 59
56 minutes 26 seconds West, a distance of 71.94 feet to a point; Thence South 86 degrees 59
57 minutes 26 seconds West, a distance of 212.54 feet to a point; Thence South 86 degrees 59
58 minutes 26 seconds West, a distance of 213.82 feet to a point; Thence along a curve to the
59 left having an arc length of 94.10 feet, with a radius of 1025.00 feet, at a chord bearing of
60 South 84 degrees 21 minutes 18 seconds West, for a chord length of 94.07 feet, to a point;
61 Thence departing the Northwesterly right-of-way of Barrett Parkway, North 83 degrees 10
62 minutes 03 seconds West, a distance of 100.22 feet to a point; Thence North 84 degrees 55
63 minutes 01 seconds West, a distance of 164.90 feet to a point; Thence North 47 degrees 36

64 minutes 09 seconds West, a distance of 45.73 feet to a point located at the centerline of
 65 Noonday Creek; Thence along said centerline, North 47 degrees 31 minutes 03 seconds
 66 East, a distance of 117.38 feet to a point; Thence North 23 degrees 04 minutes 07 seconds
 67 East, a distance of 47.69 feet to a point; Thence North 41 degrees 25 minutes 24 seconds
 68 East, a distance of 125.61 feet to a point; Thence North 50 degrees 51 minutes 47 seconds
 69 East, a distance of 81.72 feet to a point; Thence North 37 degrees 25 minutes 46 seconds
 70 East, a distance of 141.52 feet to a point; Thence North 40 degrees 25 minutes 21 seconds
 71 East, a distance of 164.64 feet to a point; Thence North 46 degrees 08 minutes 06 seconds
 72 East, a distance of 81.32 feet to a point; Thence North 38 degrees 16 minutes 45 seconds
 73 East, a distance of 44.33 feet to a point; Thence North 21 degrees 08 minutes 09 seconds
 74 East, a distance of 138.73 feet to a point; Thence North 11 degrees 56 minutes 32 seconds
 75 East, a distance of 145.04 feet to a point; Thence North 27 degrees 49 minutes 37 seconds
 76 East, a distance of 54.76 feet to a point; Thence North 10 degrees 03 minutes 08 seconds
 77 East, a distance of 115.70 feet to a point; Thence North 15 degrees 52 minutes 38 seconds
 78 East, a distance of 205.51 feet to a point; Thence North 09 degrees 45 minutes 22 seconds
 79 East, a distance of 93.64 feet to a point; Thence North 19 degrees 30 minutes 51 seconds
 80 East, a distance of 121.80 feet to a point; Thence North 10 degrees 03 minutes 44 seconds
 81 East, a distance of 111.05 feet to a point; Thence North 16 degrees 29 minutes 28 seconds
 82 East, a distance of 122.13 feet to a point; Thence North 07 degrees 49 minutes 07 seconds
 83 East, a distance of 152.34 feet to a point; Thence North 14 degrees 57 minutes 08 seconds
 84 East, a distance of 118.48 feet to a point located on the Southwesterly right-of-way line of
 85 U.S. Highway 41; Thence along said right-of-way and following along a curve to the right
 86 having an arc length of 559.42 feet, with a radius of 5506.63 feet, at a chord bearing of
 87 South 65 degrees 45 minutes 27 seconds East, for a chord length of 559.18 feet, to a point;
 88 Thence South 62 degrees 50 minutes 50 seconds East, a distance of 64.37 feet to a point;
 89 Thence along a curve to the right having an arc length of 955.94 feet, with a radius of
 90 5301.90 feet, at a chord bearing of South 57 degrees 40 minutes 53 seconds East, for a
 91 chord length of 954.64 feet, to a 5/8-inch rebar set, said point being the TRUE POINT OF
 92 BEGINNING.

93 Said tract of land contains 52.311 Acres.

94 Tract 2.

95 All that tract or parcel of land lying and being in Land Lot 136, 20th District, 2nd Section
 96 of Cobb County, Georgia and being more particularly described as follows:

97 BEGINNING at a 1/2 inch rebar set at the intersection of the northerly side of Duncan Road
 98 (50 foot right-of-way) with the easterly side of Big Shanty Road (50 foot right-of-way);
 99 running thence North 37 degrees 08 minutes 17 seconds West 17.68 feet to a 1/2 rebar set
 100 on the easterly side of Big Shanty Road; running thence along the easterly right-of-way of

101 Big Shanty Road North 14 degrees 21 minutes 59 seconds East 87.07 feet to a point; thence
102 continuing North 12 degrees 03 minutes 06 seconds East a distance of 373.02 feet to a ½
103 inch rebar set; running thence South 82 degrees 40 minutes 26 seconds East 303.32 feet to
104 a point; running thence South 12 degrees 03 minutes 06 seconds West a distance of 398.75
105 feet to a ½ inch rebar set on the northerly side of Duncan Road (which has an 80 foot
106 right-of-way at this point; running thence North 89 degrees 50 minutes 09 seconds West
107 137.22 feet to a ½ inch rebar set; running thence South 00 degrees 09 minutes 51 seconds
108 West 15 feet along the northerly side of Duncan Road to a ½ inch rebar set; running thence
109 along the northerly side of Duncan Road South 85 degrees 49 minutes 08 seconds West
110 78.11 feet to a point; running thence along the northerly side of Duncan Road South 81
111 degrees 05 minutes 21 seconds West 92.36 feet to a ½ inch rebar set and the POINT OF
112 BEGINNING.

113 Being property more particularly described as Tract I containing 3.000 acres on that survey
114 for Pye Barker Welding Supply, Inc. by Johnny R. Knight dated June 3, 1986, said survey
115 being incorporated herein by reference.

116 LESS AND EXCEPT property conveyed in that certain Right of Way Deed to Cobb
117 County filed October 5, 1998, recorded in Deed Book 11747, Page 210, Cobb County,
118 Georgia records.

119 LESS AND EXCEPT property conveyed in that certain Right of Way Deed to Cobb
120 County filed December 12, 1986, recorded in Deed Book 4247, Page 522, aforesaid
121 records.

122 LESS AND EXCEPT property conveyed in that certain Right of Way Deed to Cobb
123 County filed December 12, 1986, recorded in Deed Book 4247, Page 523, aforesaid
124 records."

125 **SECTION 2.**

126 All laws and parts of laws in conflict with this Act are repealed.