03- R -0776

CITY COUNCIL
ATLANTA, GEORGIA

A RESOLUTION BY: COUNCILMEMBER DEBI STARNES

A RESOLUTION CONSENTING TO THE EXPANSION OF THE MIDTOWN COMMUNITY IMPROVEMENT DISTRICT AS AUTHORIZED BY THE GENERAL ASSEMBLY OF THE STATE OF GEORGIA IN THE ATLANTA COMMUNITY IMPROVEMENT DISTRICT ACT AND BASED ON THE CONSENT OF THE MAJORITY OF THE OWNERS OF REAL PROPERTY WITHIN THE EXPANDED BOUNDARIES; AND FOR OTHER PURPOSES.

WHEREAS, by Act of the Legislature, 1991 Ga. L. 3653, as amended, (the "Act"), the Georgia Legislature enacted the Atlanta Community Improvement District Act; and

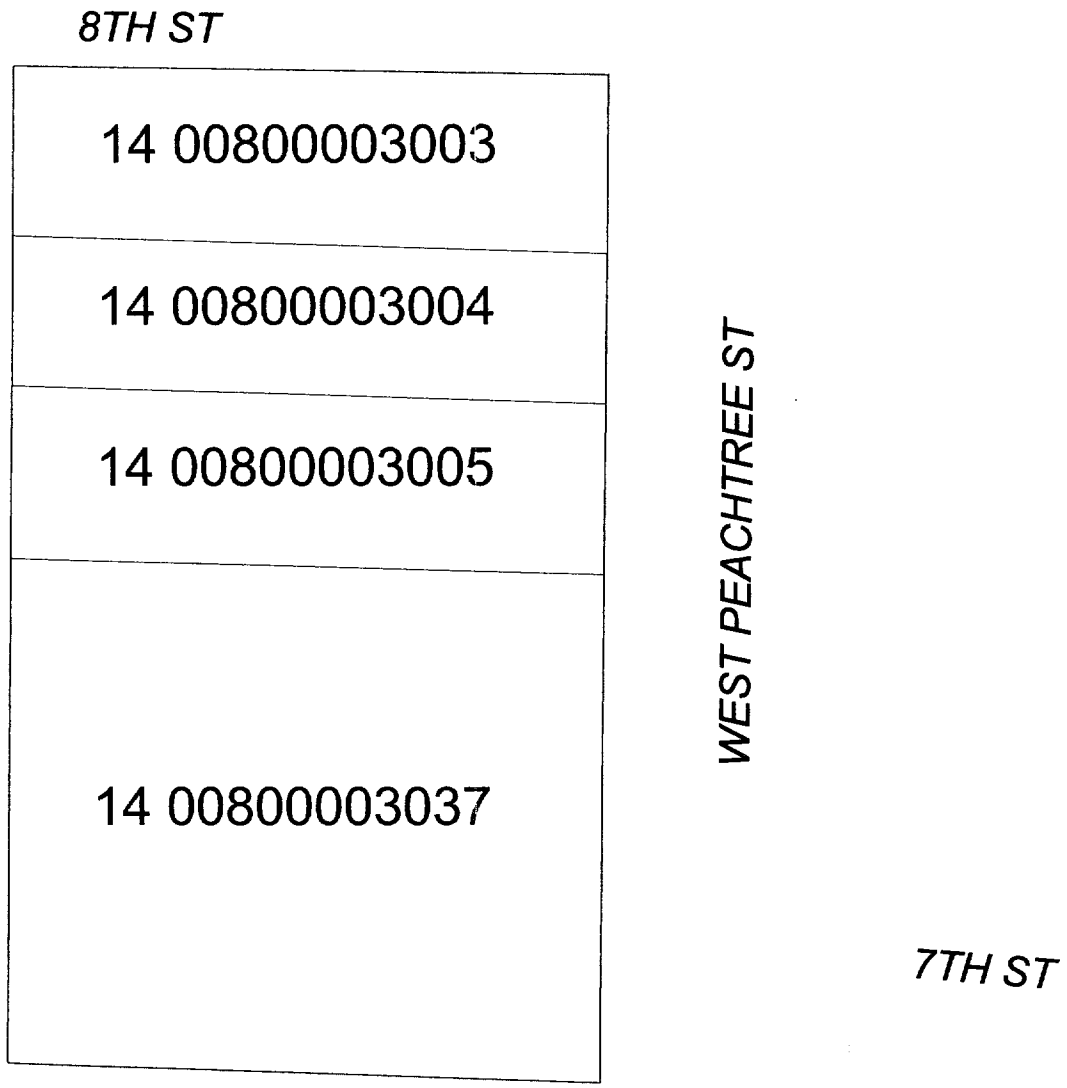
WHEREAS, PURSUANT TO SAID Act the MIDTOWN COMMUNITY IMPROVEMENT DISTRICT was created by Resolution of the of the Atlanta City Council, and approved by the Mayor on March 9, 2000; and

WHEREAS, a majority of the owners of real property within a proposed expansion area as shown on the map attached as Exhibit "A"; and incorporated by reference hereof, which will be subject to taxes, fees and assessments levied by the District Board, have consented in writing to their inclusion into the Midtown Community Improvement District with boundaries as shown on said map; and

WHEREAS, the owners of real property within the proposed expansion area of the MID which constitute at least 75% by value of all real property within said expansion area which will be subject to taxes, fees, and assessments levied by the District Board, according to the most recent approved County ad valorem tax digest, have consented in writing to their inclusion into the MID with boundaries as shown on said map; and

WHEREAS, the Atlanta City Council has determined that the expansion of the MID would be in the best interest of the citizens of Atlanta.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Atlanta, Georgia that the City of Atlanta consents to the annexation into the Midtown Community Improvement District of the geographical area as show on the map attached as Exhibit "A".

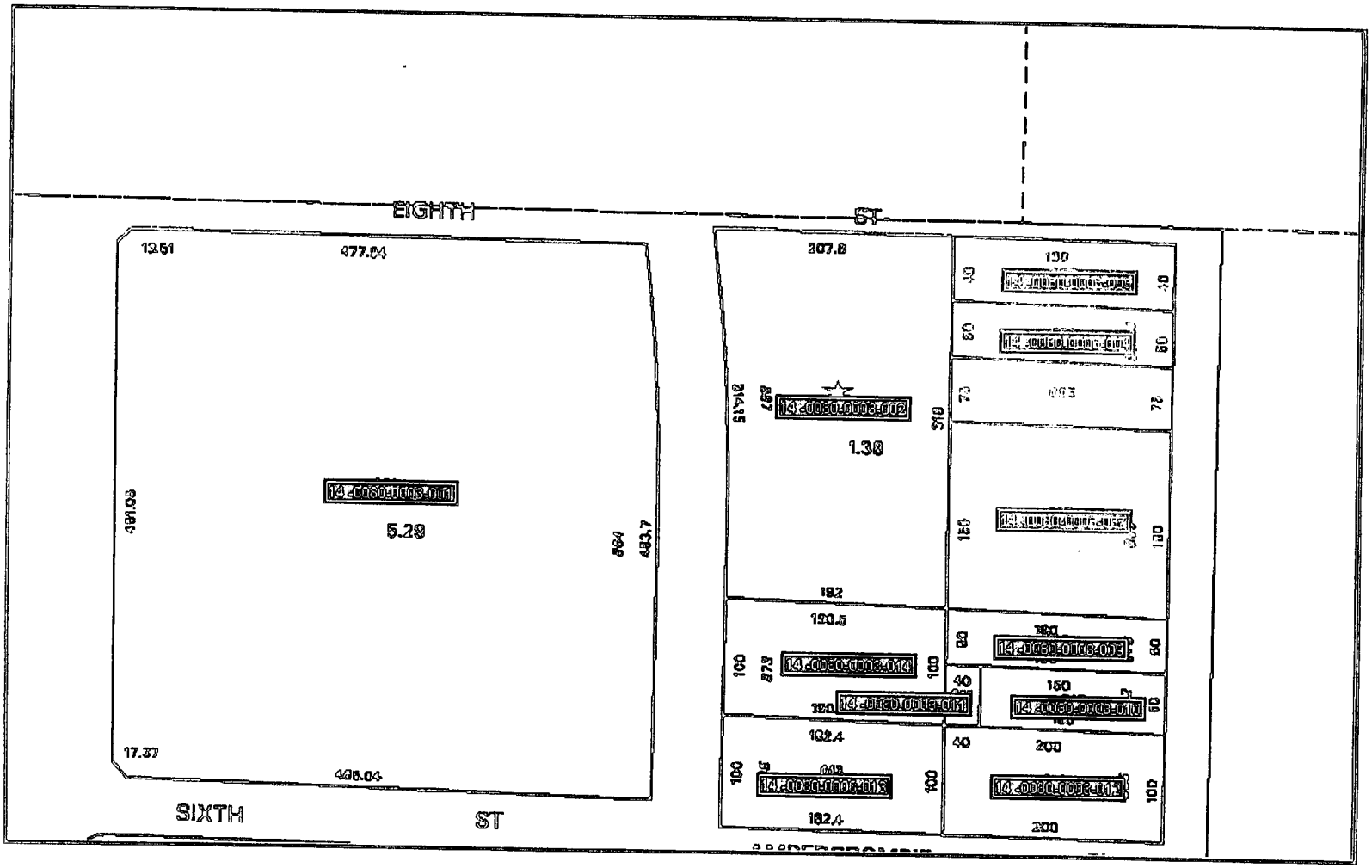


Midtown CID Expansion
May 2003

N

20 0 20 40 Feet

Prepared by the Fulton County
Tax Assessors Department
Geographic Information System



Map Labeled With Parcel ID

County: SFULTON Map: 14-80.NT3 Date printed: 04/21/2003

The information in MapMerge is deemed reliable but is
not guaranteed and is subject to change without notice.
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Midtown Community Improvement District
Parcel Additions - 2003

PIN	CD	SITUS	Owner	Assessed Value	Tax Increase
14 00800003037	3	880 West Peachtree St	Eight Eighty West Peachtree Assoc.	$ 1,592,880	$ 7,964
14 00800003004	3	880 West Peachtree St	Eight Eighty West Peachtree Assoc.	$ 139,040	$ 695
14 00800003003	5	880 West Peachtree St	Eight Eighty West Peachtree Assoc.	$ 110,680	$ 553
14 00800003038	1	880 West Peachtree St	Eight Eighty West Peachtree Assoc.	$ 208,720	$ 1,044
				$ 15,651,320	**$ 78,257**

Address: Eight Eighty West Peachtree Associates
880 West Peachtree Street
Atlanta, Georgia 30309
ATTN: Clayton H. Farnham

WRITTEN CONSENT OF OWNER

STATE OF Georgia
COUNTY OF Fulton

Personally appeared before the undersigned attesting officer, duly authorized by law to administer oaths, came Clayton H. Farnham, who, after first having been duly sworn, upon oath deposes and says:

1. The undersigned is the authorized representative of the owner, and has authority to bind the owner of the following described realty:

   All that tract or parcel of land lying and being in Land Lot(s) 37, 04, 03, and 38, of the 14th District, 8th Section, Fulton County, Georgia, identified as Tax Parcel(s) 14 008 00003037; 14 008 00003004; 14 008 0000 3003; 14 008 0000 3038, of the tax maps of Fulton County, Georgia, herein referred to as the "realty".

2. 880 West Peachtree Street Associates is the owner of the real property described above.

3. The owner does designate Clayton H. Farnham as the representative of the owner in the taking of all action, including, but not limited to, serving as elector, voting for board members, and voting otherwise, as may be allowed or required under 1991 Ga. L. 3653, as amended the "Atlanta Community Improvement District Act", (the "Act").

4. This affidavit may be relied upon by the Fulton County Tax Commissioner for the purpose of certifying that subsections (a) (2) (A) and (B) of Section 4 of the Act have been satisfied and by the Atlanta governing authority with respect to creation of a Community Improvement District (CID).

5. The undersigned acknowledges that the above-described realty will be subject to taxes, fees, and assessments levied by the CID Board.

6. The owner/owners consent to the creation and establishment of a CID to include the owner's realty for the purpose of the provision of such governmental services and facilities as may be allowed under the "Atlanta Community Improvement District Act."

IN WITNESS WHEREOF, the undersigned has set his/her hand and seal the day and year set forth below.

_____ (Sign)

Sworn to and subscribed before
me, this 10 day of March, 2003.
_____ (SEAL)
Notary Public

FULTON COUNTY

STATE OF GEORGIA
COUNTY OF FULTON

CERTIFICATE OF COMPLIANCE

I, ARTHUR E. FERDINAND, as Fulton County Tax Commissioner, do hereby certify to the Atlanta City Council regarding the proposed expansion of the Midtown Community Improvement District, as shown on the map attached hereto as Exhibit "A" and required under the Atlanta Community Improvement District Act, 1991 Ga. L. 3653, as amended, the following:

That written consents to the expansion of the Community Improvement District have been obtained from:

1. A majority of the owners of real property within the District which will be subject to taxes, fees, and assessments levied by the Board of the District; and

2. The owners of real property within the District which constitutes at least seventy-five (75%) percent by value of all real property within the District which will be subject to taxes, fees and assessments levied by the District Board and for this purpose values are determined by the most recent approved County ad Valorem tax digest.

This the 1st day of May, 2003.

ARTHUR E. FERDINAND, Tax Commissioner
Fulton County, Georgia

Witness

Sworn to and subscribed before
me this ___ day of _____, 20__.

Notary Public

Notary Public, Coweta County, Georgia
My Commission Expires Aug. 14, 2004