

Board of Commissioners Board of County Commissioners Public Hearing

July 18, 2023 | 5:45 PM
City Hall
700 Poplar Street
Macon, GA 31201

- 1. Call to Order**
Mayor Lester M. Miller
- 2. Approval of Minutes**
 - a. Approval of the minutes from the June 20, 2023 Public Hearing

(Sponsored by:)
- 3. Abandonment of Jackson Street Lane**
 - a. A Resolution Of The Macon-Bibb County Commission To Authorizing The Abandonment Of The Unopened Right-Of-Way Of Jackson Lane And The Removal Of Such Path From The Official Road Map Of Macon-Bibb County (Sponsored by:)
- 4. Public Comments**

**MINUTES OF THE
MACON-BIBB COUNTY COMMISSION MEETING
PUBLIC HEARING ABANDONING BONITA WAY
June 20, 2023 – 5:45 P.M.
Government Center
(Commission Chamber)**

The Public Hearing for the Abandoning of Cason Street was held on June 20, 2023 at 5:45 P.M. in the Commission Chamber at the Government Center.

COMMISSION MEMBERS PRESENT

Mayor Lester M. Miller
Mayor Pro Tem Seth Clark – on phone
Commissioner Valerie Wynn
Commissioner Paul Bronson – On phone
Commissioner Elaine Lucas
Commissioner Mallory Jones
Commissioner Bill Howell
Commissioner Raymond Wilder
Commissioner Virgil Watkins
Commissioner Al Tillman

STAFF PRESENT

Janice Ross - Clerk of Commission
Michael McNeill – Sr. Assistant Co. Attorney
Rachel Gambill – Communication Specialist
Edna Ruiz – Communication Specialist
Chris Floore – Chief Communication Officer
Dr. Henry Ficklin – Director of Community Affairs
Frank Howard – Assistant County Attorney
Julie Moore – Budget and Strategic Planning
Andreanna Beavers – Assistant County Attorney
Sara Davis – Assistant County Attorney
Olivia Waters – Communication Specialist

1. **CALLED TO ORDER**

Mayor Lester M. Miller called the meeting to order.

2. **APPROVAL OF MINUTES**

On motion of Mayor Miller, seconded by Commissioner Wynn and carried unanimously, the minutes from the June 6, 2023 meeting were approved.

3. **ABANDONING CASON STREET**

Andreanna Beavers – Assistant County Attorney, gave a brief background on the abandoning of Bonita Way.

4. **PUBLIC COMMENTS**

There were no public comments on the abandoning of Cason Street.

5. **ADJOURNMENT**

There being no further business, the meeting was adjourned 6:10 p.m.

Janice S. Ross
Clerk of the Commission



LEGISLATIVE SPONSORS

- | | |
|---|--|
| ☒ MAYOR LESTER M. MILLER | ☐ MAYOR PRO TEMPORE SETH CLARK |
| ☐ COMMISSIONER VALERIE WYNN | ☐ COMMISSIONER PAUL BRONSON |
| ☐ COMMISSIONER ELAINE LUCAS | ☐ COMMISSIONER MALLORY C. JONES, III |
| ☐ COMMISSIONER RAYMOND WILDER | ☐ COMMISSIONER BILL HOWELL |
| ☐ COMMISSIONER VIRGIL WATKINS, JR. | ☐ COMMISSIONER AL TILLMAN |
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A RESOLUTION OF THE MACON-BIBB COUNTY COMMISSION TO AUTHORIZING THE ABANDONMENT OF THE UNOPENED RIGHT-OF-WAY OF JACKSON LANE AND THE REMOVAL OF SUCH PATH FROM THE OFFICIAL ROAD MAP OF MACON-BIBB COUNTY; AND FOR OTHER LAWFUL PURPOSES.

WHEREAS, Sheridan Construction (the “Petitioner”) has petitioned to purchase an unopened right-of-way of Jackson Lane between Schofield Street and Schofield Street Lane; and

WHEREAS, the petitioned for portion of Jackson Lane was never developed into a paved roadway, and the Macon-Bibb County Commission desires to formally abandon such parcel so that it may be properly returned to the tax digest and beneficial use; and

WHEREAS, pursuant to Georgia law, prior to the sale of any public road or right-of-way, such public way must be duly abandoned, in a process including notice to abutting owners and a public hearing, where the governing body finds that the roadway has ceased to serve a substantial public purpose; and

WHEREAS the portion of Jackson Lane subject to the Petition, is more readily identified in the survey included in Exhibit A; and

WHEREAS, the property is bordered on two sides by property owned by Petitioner and one other individual; and

WHEREAS, notice of this petition for closure and abandonment, and the public hearing required to be held regarding such petition was sent to was sent to the abutting neighbors via U.S., Postal Service on June 23, 2023, and published in the Macon Telegraph on June 29, 2023 and July 13, 2023; and

WHEREAS, the Board of Commissioners of Macon-Bibb County, Georgia has considered abandoning the petitioned for portion of Jackson Lane; and

WHEREAS, the Board of Commissioners of Macon-Bibb County has determined that the petitioned for portion Jackson Lane has ceased to be used by the public to the extent that no substantial public purpose is served by it or that its removal from the municipal road system is in the best public interest; and

WHEREAS the Macon-Bibb County Commission finds this Resolution necessary and proper to promote or protect the safety, health, peace, security, and general welfare of Macon-Bibb County and its inhabitants.

NOW, THEREFORE, LET IT BE RESOLVED by the Macon-Bibb County Commission and it is hereby so resolved by the authority of the same that the Macon-Bibb County Commission authorizes that the petitioned-for portion Jackson Lane be closed and abandoned, and that it shall no longer be part of the road system of Macon-Bibb County.

BE IT FURTHER RESOLVED that the Macon-Bibb County Commission hereby declares that the foregoing preamble and whereas provisions set forth hereinabove constitute, and shall be considered to be, substantive provisions of this Resolution and are hereby incorporated by reference into this provision.

BE IT FURTHER RESOLVED That in the event scrivener's errors shall be discovered in this Resolution or in any Exhibits hereto after the adoption hereof, the Commission hereby authorizes and directs that each such scrivener's error shall be corrected in all multiple counterparts of this Resolution.

BE IT FURTHER RESOLVED that the Macon-Bibb County Commission grants the Mayor the authority to take any and all further actions necessary to carry out the intents and purposes of this Resolution.

BE IT FURTHER RESOLVED that except as specifically provided herein, any and all ordinances or resolutions or parts of ordinances or resolutions in conflict with this Resolution shall be and the same hereby are repealed, and this Resolution shall be in full force and effect from and after its adoption.

BE IT FURTHER RESOLVED In the event that this Resolution or part thereof is found by any court of competent jurisdiction to be substantively more appropriately denominated an act of ordinance by the Macon-Bibb County Commission, it is the intent of this Commission that this Resolution or such portion thereof shall be considered to have been adopted as an ordinance of the Macon-Bibb County Commission. Where any law bearing on the subject matter of this Resolution calls for the taking of any legislative action by the governing authority of Macon-Bibb County, and such law specifies for such action to be taken by resolution or by ordinance, it is the intent of this Commission that this Resolution satisfy such requirement, and that this Resolution be construed accordingly.

BE IT FURTHER RESOLVED this Resolution shall become effective immediately upon its approval by the Mayor or upon its adoption into law without such approval.

IT IS SO RESOLVED this _____ day of _____, 2023.

LESTER M. MILLER, MAYOR

ATTEST:

JANICE ROSS, CLERK OF COMMISSION

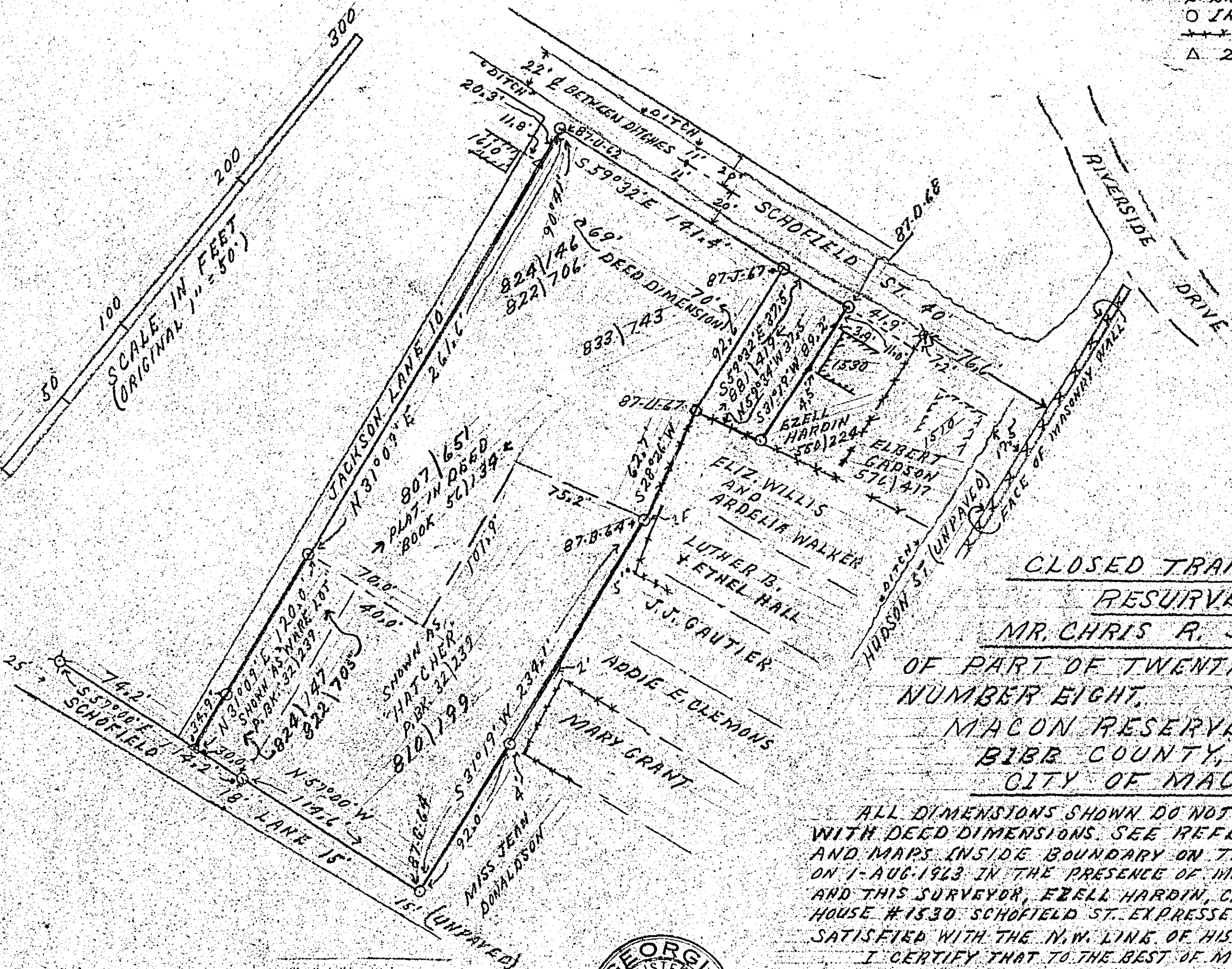
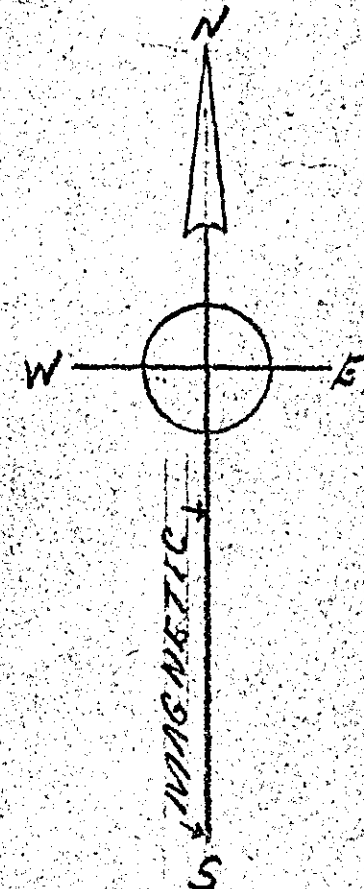
(SEAL)

EXHIBIT A

6-5-69

45/46

LEGEND:
 X EXISTING IRON PIN
 O IRON PIN SET
 --- FENCE
 Δ 20' D. NAIL + CAP



CLOSED TRANSIT & TAPE
 RESURVEY FOR
 MR. CHRIS R. SHERIDAN
 OF PART OF TWENTY ACRE LAND LOT
 NUMBER EIGHT,
 MACON RESERVE WEST
 BIBB COUNTY, GEORGIA,
 CITY OF MACON.

ALL DIMENSIONS SHOWN DO NOT AGREE EXACTLY
 WITH DEED DIMENSIONS. SEE REFERENCES TO DEEDS
 AND MAPS INSIDE BOUNDARY ON THIS MAP.
 ON 1-AUG-1963 IN THE PRESENCE OF MR. CHRIS R. SHERIDAN
 AND THIS SURVEYOR, ELBERT HARDIN, CLAIMANT OF LOT,
 HOUSE #1530 SCHOPFIELD ST. EXPRESSED HIMSELF AS BEING
 SATISFIED WITH THE N.W. LINE OF HIS LOT AS SHOWN ON MAP.
 I CERTIFY THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF
 THIS MAP COMPLIES WITH MINIMUM STANDARDS OF GEORGIA
 LAW FOR MAPS TO BE PLACED ON PUBLIC RECORD.
 FIELD WORK JUNE, JULY-1963
 MAPPED 1-AUG-1963
 SCALE 1"=50'

I certify that this plat is correct and
 a true representation of the conditions
 on this property.
 H. L. M. L.
 Georgia Registered Surveyor No. 578
 Member of Georgia Association of
 Registered Land Surveyors



H. L. M. L.
 HORACE L. MCSWAIN
 GA. REG. SUR. #578,
 MACON, GA.

FIELD BOOK 87159

DRAWING NO. H.L.M.-7-63-1565