

1 **CITY OF HAPEVILLE**

2 **STATE OF GEORGIA**

3 **RESOLUTION NO. _____**

4 **A RESOLUTION PROVIDING AUTHORITY FOR THE MAYOR AND CITY COUNCIL**
5 **OF THE CITY OF HAPEVILLE TO TAKE THE NECESSARY STEPS TO CONSTRUCT**
6 **A SOUND BARRIER; TO AUTHORIZE THE MAYOR TO SIGN ANY AND ALL**
7 **DOCUMENTS NECESSARY TO EFFECTUATE THIS RESOLUTION; TO AUTHORIZE**
8 **THE CITY CLERK TO ATTEST SIGNATURES AND AFFIX THE OFFICIAL SEAL OF**
9 **THE CITY, AS NECESSARY; TO REPEAL INCONSISTENT RESOLUTIONS; TO**
10 **PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

11 **W I T N E S S E T H:**

12 **WHEREAS**, the City of Hapeville (“City”) is a municipal corporation duly organized and
13 existing under the laws of the State of Georgia; and

14 **WHEREAS**, the Mayor and Council of the City of Hapeville find that the protection and
15 preservation of the quality of life experienced in the neighborhoods in the City of Hapeville are of
16 the utmost concern; and

17 **WHEREAS**, the intent of this resolution is to provide for the City of Hapeville Mayor and
18 Council the authority to take any and all necessary steps for the funding and construction of a
19 sound barrier located on the east side of Interstate 85 from the Atlanta/Hapeville City limits to
20 Central Avenue; and

21 **WHEREAS**, the Mayor and Council of the City of Hapeville, in the exercise of their sound
22 judgment and discretion, after giving thorough consideration to all the implications involved, and
23 keeping in mind the public interest and welfare of the citizens of the City, have determined that
24 the construction of a sound barrier would improve the quality of life for Hapeville residents.

25 **THEREFORE, IT IS NOW RESOLVED BY THE CITY COUNCIL OF THE CITY**
26 **OF HAPEVILLE, GEORGIA, AS FOLLOWS:**

- 27 1. **Incorporation of Pre-Amble.** The pre-amble is incorporated herein as fully set
28 forth above.
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- 30 2. **Noise Study and Conditions.** On October 2, 2018, a noise study was conducted
31 around the I-85 sound corridor; said report is attached and incorporated herein as Exhibit “A.”
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- 33 3. **Construction of “Noise Wall”.** The Mayor and City Council fully support the
34 construction of sound barriers that have been identified by the Department of Transportation as a
35 measure for noise reduction for the noise polluted areas within the City of Hapeville.
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- 37 4. **Authorization for Mayor.** That the Hapeville City Council hereby authorizes the
38 Mayor to execute any and all documents necessary to effectuate this Resolution. A copy of said
39 documents shall be filed with the City Clerk.

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5. **Attestation.** That the Hapeville City Council hereby authorizes the City Clerk or Assistant City Clerk to attest the signature of the Mayor appearing on the documents, to affix the official seal of the City thereto as necessary to effectuate this Resolution, and to place this Resolution and an executed copy of all documents among the minutes or official records of the City for future reference.

6. **Authorization for Attorney.** That the Hapeville City Council hereby authorizes the City Attorney to approve this Resolution as to its form and review or draft any and all documents necessary for the City of Hapeville and to ensure all documents conform to state law.

7. **Severability.** To the extent any portion of this Resolution is declared to be invalid, unenforceable, or nonbinding, that shall not affect the remaining portions of this Resolution.

8. **Repeal of Conflicting Provisions.** All City resolutions are hereby repealed to the extent they are inconsistent with this Resolution.

9. **Effective Date.** This Resolution shall take effect immediately.

RESOLVED this ____ day of _____, 2019.

CITY OF HAPEVILLE, GEORGIA

ALAN HALLMAN, MAYOR

ATTEST:

CRYSTAL GRIGGS-EPPS, CITY CLERK

(seal)

APPROVED BY:

CITY ATTORNEY