House Bill 639 (AS PASSED HOUSE AND SENATE) 
By: Representatives Setzler of the 35th, Reeves of the 34th, Parsons of the 44th, Ehrhart of the 36th, Anulewicz of the 42nd, and others

A BILL TO BE ENTITLED
AN ACT

To amend an Act creating a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L. 2013, p. 4234), as amended, particularly by an Act approved May 2, 2017 (Ga. L. 2017, p. 3639), so as to change provisions relating to the corporate limits of the city; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act creating a new charter for the City of Kennesaw, approved May 6, 2013 (Ga. L. 2013, p. 4234), as amended, particularly by an Act approved May 2, 2017 (Ga. L. 2017, p. 3639), is amended in subsection (c) of Section 1.02 by adding a new paragraph to read as follows:

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

Tract 1.

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT 165 OF THE 20TH DISTRICT, 2ND SECTION, COBB COUNTY, GEORGIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGINNING AT AN IRON PIN LOCATED AT THE NORTHWEST CORNER OF LAND LOT 165, SAID POINT BEING THE POINT OF BEGINNING; THENCE RUNNING SOUTH 88 DEGREES, 59 MINUTES, 39 SECONDS EAST FOR A DISTANCE OF 421 FEET TO AN IRON PIN; THENCE RUNNING SOUTH 37 DEGREES, 36 MINUTES, 21 SECONDS EAST FOR A DISTANCE OF 790.22 FEET TO AN IRON PIN; THENCE RUNNING NORTH 52 DEGREES, 23 MINUTES, 39 SECONDS EAST FOR A DISTANCE OF 230 FEET TO AN IRON PIN; THENCE RUNNING SOUTH 27 DEGREES, 06 MINUTES, 21 SECONDS EAST FOR A DISTANCE OF 711 FEET TO AN IRON PIN; THENCE RUNNING SOUTH 52 DEGREES, 23 MINUTES, 39 SECONDS WEST..."
FOR A DISTANCE OF 100 FEET TO AN IRON PIN; THENCE RUNNING
SOUTH 35 DEGREES, 59 MINUTES, 08 SECONDS WEST FOR A DISTANCE
OF 897.45 FEET TO AN IRON PIN LOCATED ON THE NORTHWERTHEL
RIGHT OF WAY OF PINE MOUNTAIN ROAD; THENCE RUNNING ALONG
SAID RIGHT OF WAY OF PINE MOUNTAIN ROAD SOUTH 34 DEGREES, 39
MINUTES, 51 SECONDS WEST FOR A DISTANCE OF 54.07 FEET TO A
POINT; THENCE CONTINUING ALONG SAID RIGHT OF WAY SOUTH 31
DEGREES, 45 MINUTES, 25 SECONDS WEST FOR A DISTANCE OF 95.63
FEET TO A POINT; THENCE CONTINUING ALONG SAID RIGHT OF WAY
SOUTH 23 DEGREES, 40 MINUTES, 25 SECONDS WEST FOR A DISTANCE
OF 292.53 FEET TO A POINT; THENCE LEAVING SAID RIGHT OF WAY AND
RUNNING NORTH 36 DEGREES, 46 MINUTES, 57 SECONDS WEST FOR
DISTANCE OF 728 FEET TO A POINT; THENCE RUNNING NORTH 36
DEGREES, 47 MINUTES, 42 SECONDS WEST FOR A DISTANCE OF 199.99
FEET TO A POINT; THENCE RUNNING NORTH 35 DEGREES, 12 MINUTES,
11 SECONDS WEST FOR A DISTANCE OF 1913.66 FEET TO A POINT, SAID
POINT BEING THE POINT OF BEGINNING.
SAID PROPERTY CONTAINS APPROXIMATELY 25.40 ACRES AS SHOWN ON
THAT BOUNDARY SURVEY FOR LILLIAN MULLINAX REYNOLDS DATED
AUGUST 31, 1987 BY LEE CHADWICK, INC. LAND SURVEYING.

Tract 2.
ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT
165 OF THE 20TH DISTRICT, 2ND SECTION, COBB COUNTY, GEORGIA,
BEING +/- 2.85 ACRES AS PER PLAT OF SURVEY PREPARED FOR DECATUR
FEDERAL SAVINGS AND LOAN ASSOCIATION AS THE PROPERTY OF
JAMES C. CHILDERS AND OLIVE G. CHILDERS, DATED JUNE 14, 1979 AND
PREPARED BY CLIFTON E. PHILLIPS, G.R.L.S. NO. 171, WHICH PLAT IS
INCORPORATED HEREIN AND MADE A PART HEREOF BY REFERENCE;
SAID PROPERTY BEING KNOWN AS 4003 PINE MOUNTAIN ROAD,
ACCORDING TO THE PRESENT SYSTEM OF NUMBERING HOUSES IN COBB
COUNTY, GEORGIA.

Tract 3.
ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT
165 OF THE 20TH DISTRICT 2ND SECTION, COBB COUNTY, GEORGIA,
BEING THREE TRACTS DESCRIBED AS FOLLOWS:
1. ALL THAT TRACT OR PARCEL OF LAND LOCATED IN LAND LOT 165 OF
THE 20TH DISTRICT, 2ND SECTION, COBB COUNTY, GEORGIA BEING 8.78
ACRES +/- DESCRIBED IN THAT CERTAIN WARRANTY DEED FROM
ROBERT S. WICKHAM AND EMILY B. WICKHAM TO JAMES C. CHILDERS
AND OLIVE G. CHILDERS DATED JUNE 13, 1979 AND RECORDED IN DEED
BOOK 2032, PAGE 68, COBB COUNTY, GEORGIA RECORDS AND BEING
DESCRIBED AND SHOWN ON THAT CERTAIN PLAT OF SURVEY
PREPARED FOR ROBERT S. WICKHAM BY THOMAS E. WILLIAMS &
ASSOCIATES, SURVEYORS DATED JULY 3, 1975; AND
2. ALL THAT TRACT OR PARCEL OF LAND LOCATED IN LAND LOT 165 OF
THE 20TH DISTRICT, 2ND SECTION COBB COUNTY, GEORGIA BEING 4.88
ACRES +/- DESCRIBED IN THAT CERTAIN WARRANTY DEED FROM
ROBERT S. WICKHAM AND EMILY B. WICKHAM TO JAMES C. CHILDERS
AND OLIVE G. CHILDERS DATED AUGUST 8, 1985 AND RECORDED IN
DEED BOOK 3598, PAGE 350, COBB COUNTY, GEORGIA RECORDS AND
BEING DESCRIBED AND SHOWN ON THAT CERTAIN PLAT OF SURVEY
PREPARED FOR JAMES C. CHILDERS AND OLIVE G. CHILDERS BY ROGER
S. LEE & ASSOCIATES, SURVEYORS DATED JUNE 30, 1985; AND
3. ALL THAT TRACT OR PARCEL OF LAND LOCATED IN LAND LOT 165 OF
THE 20TH DISTRICT, 2ND SECTION, COBB COUNTY, GEORGIA BEING
12,815 SQUARE FEET +/- DESCRIBED IN THAT CERTAIN LIMITED
WARRANTY DEED FROM COTTON STATES PROPERTIES, LTD. TO JAMES
C. CHILDERS AND OLIVE G. CHILDERS DATED SEPTEMBER 15, 1987 AND
RECORDED IN DEED BOOK 4645, PAGE 428, COBB COUNTY, GEORGIA
RECORDS AND BEING DESCRIBED AND SHOWN ON THAT CERTAIN PLAT
OF SURVEY PREPARED AS AN "OUT PARCEL" BY RODENBERGER &
LESS AND EXCEPT:
ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT
165 OF THE 20TH DISTRICT. 2ND SECTION, COBB COUNTY, GEORGIA,
BEING +/- 2.85 ACRES, AS PER PLAT OF SURVEY PREPARED FOR
DECATUR FEDERAL SAVINGS AND LOAN ASSOCIATION AS THE
PROPERTY OF JAMES C. CHILDERS AND OLIVE G. CHILDERS, DATED
JUNE 14, 1979 AND PREPARED BY CLIFTON E. PHILLIPS, G.R.L.S. NO. 171,
WHICH PLAT IS INCORPORATED HEREIN AND MADE A PART HEREOF BY
REFERENCE; SAID PROPERTY BEING KNOWN AS 4003 PINE MOUNTAIN
ROAD, ACCORDING TO THE PRESENT SYSTEM OF NUMBERING HOUSES
IN COBB COUNTY, GEORGIA.

Tract 4.

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT
60, 20TH DISTRICT, 2ND SECTION, COBB COUNTY, GEORGIA, AND BEING
MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TO FIND THE POINT OF BEGINNING, COMMENCE AT THE POINT OF
INTERSECTION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF
INTERSTATE 1-75 AND THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF
CHEROKEE STREET, SAID POINT ALSO BEING A CONCRETE
RIGHT-OF-WAY MONUMENT FOUND; PROCEED THENCE ALONG THE
RIGHT-OF-WAY LINE OF CHEROKEE STREET SOUTH 34 DEGREES 10
MINUTES 56 SECONDS WEST, A DISTANCE OF 123.32 FEET TO A POINT;
PROCEED THENCE ALONG A CURVE TO THE RIGHT HAVING AN ARC
LENGTH OF 144.75 FEET AND A RADIUS OF 1333.24 FEET BEING
SUBLTED BY A CHORD BEARING OF SOUTH 26 DEGREES 33 MINUTES
12 SECONDS WEST, A DISTANCE OF 144.68 FEET TO A POINT; SAID POINT
BEING A PK NAIL SET IN ASPHALT OF A PRIVATE ROAD (ROAD NOT
NAMED), SAID POINT ALSO BEING THE TRUE POINT OF BEGINNING;
PROCEEDING THENCE AND LEAVING SAID RIGHT-OF-WAY OF
CHEROKEE STREET SOUTH 66 DEGREES 02 MINUTES 11 SECONDS EAST,
A DISTANCE OF 159.20 FEET TO A POINT, SAID POINT BEING A PK NAIL
SET IN THE BACK OF CURB; PROCEEDING THENCE ALONG A CURVE TO
THE RIGHT HAVING AN ARC LENGTH OF 3.37 FEET AND A RADIUS OF
57.50 FEET BEING SUBLTED BY A CHORD BEARING OR SOUTH 27
DEGREES 02 MINUTES 49 SECONDS EAST AND A DISTANCE OF 3.37 FEET
TO A POINT, SAID POINT BEING A PK NAIL SET AT THE BACK OF CURB;
PROCEEDING THENCE ALONG A CURVE TO THE RIGHT, HAVING AN ARC
LENGTH OF 18.76 FEET AND A RADIUS OF 57.50 FEET SUBLTED BY A
CHORD BEARING OF SOUTH 16 DEGREES 01 MINUTES 28 SECONDS EAST,
A DISTANCE OF 18.67 FEET TO A POINT, SAID POINT BEING A PK NAIL
SET IN THE BACK OF CURB, PROCEEDING THENCE SOUTH 34 DEGREES
09 MINUTES 45 SECONDS WEST, A DISTANCE OF 119.49 FEET TO A POINT,
SAID POINT BEING A PK NAIL SET IN THE CENTERLINE OF ASPHALT
ALONG PRIVATE ROAD, SAID ROAD (NOT NAMED); PROCEEDING
THENCE NORTH 55 DEGREES 56 MINUTES 42 SECONDS WEST, A
DISTANCE OF 169.87 FEET TO A POINT, SAID POINT BEING A 1/2" REBAR SET, ALSO SAID POINT BEING THE SOUTHEASTERLY RIGHT-OF-WAY LINE OF CHEROKEE STREET; PROCEEDING THENCE ALONG AN ARC OF A CURVE, SAID CURVE BEING TO THE LEFT, HAVING AN ARC LENGTH OF 73.46 FEET AND A RADIUS OF 1333.24 FEET SUBTENDED BY A CHORD BEARING OF NORTH 32 DEGREES 36 MINUTES 39 SECONDS EAST, A DISTANCE OF 73.45 FEET TO A POINT; PROCEEDING THENCE ALONG A CURVE TO THE RIGHT HAVING AN ARC LENGTH OF 3.88 FEET AND A RADIUS OF 30.50 FEET BEING SUBTENDED BY A CHORD BEARING OF SOUTH 77 DEGREES 51 MINUTES 03 SECONDS EAST, A DISTANCE OF 3.87 FEET TO A POINT; PROCEEDING THENCE SOUTH 74 DEGREES 49 MINUTES 34 SECONDS EAST, A DISTANCE OF 5.30 FEET TO A POINT; PROCEEDING THENCE NORTH 15 DEGREES 10 MINUTES 26 SECONDS EAST, A DISTANCE OF 4.00 FEET TO A POINT; PROCEEDING THENCE NORTH 74 DEGREES 49 MINUTES 34 SECONDS WEST, A DISTANCE OF 5.27 FEET TO A POINT; PROCEEDING THENCE ALONG A CURVE TO THE LEFT HAVING AN ARC LENGTH OF 2.73 FEET AND A RADIUS OF 34.50 FEET BEING SUBTENDED BY A CHORD BEARING OF NORTH 76 DEGREES 30 MINUTES 39 SECONDS WEST, A DISTANCE OF 2.73 FEET TO A POINT; PROCEEDING THENCE ALONG A CURVE TO THE LEFT HAVING AN ARC DISTANCE OF 27.57 FEET AND A RADIUS OF 1333.24 FEET SUBTENDED BY CHORD BEARING OF NORTH 30 DEGREES 15 MINUTES 22 SECONDS EAST, A DISTANCE OF 27.57 FEET TO A POINT; SAID POINT BEING A PK NAIL SET, ALSO SAID POINT BEING THE POINT OF BEGINNING, SAID TRACT OR PARCEL OF LAND CONTAINS 0.47 ACRES AND IS MORE PARTICULARLY SHOWN ON PLAT OF SURVEY BY ELVIN L. AYCOCK, R.L.S., DATED JULY 1, 1996, LAST REVISED SEPTEMBER 18, 1996, AND BEING SHOWN AS LOT 2 OF CHEROKEE CROSSING, AS PER PLAT RECORDED IN PLAT BOOK 162, PAGE 15, COBB COUNTY RECORDS. TOGETHER WITH THOSE, CERTAIN NON-EXCLUSIVE EASEMENTS FOR INGRESS AND EGRESS CONTAINED IN UNILATERAL AND RECIPROCAL EASEMENT AND CONSTRUCTION OPERATION AND MAINTENANCE AGREEMENT RECORDED IN DEED BOOK 8871, PAGE 147, COBB COUNTY RECORDS.
Tract 5.

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT
216 OF THE 20TH DISTRICT, 2ND SECTION, COBB COUNTY GEORGIA,
BEING LOT 42, BLOCK D, UNIT ONE, STILESBORO CROSSING, AS PER PLAT
RECORDED IN PLAT BOOK 60, PAGE 207, REVISED IN PLAT BOOK 68, PAGE
97, COBB COUNTY, GEORGIA, WHICH PLAT IS INCORPORATED HEREIN
AND MADE A PART HEREOF BY REFERENCE.

Tract 6.

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT
216 OF THE 20TH DISTRICT, 2ND SECTION, COBB COUNTY, GEORGIA, AND
BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE NORTEASTERLY 80
FOOT RIGHT OF WAY OF STILESBORO ROAD WITH THE EASTERLY
VARIABLE RIGHT OF WAY OF KENNESAW DUE WEST ROAD; THENCE
ALONG THE EASTERLY VARIABLE RIGHT OF WAY OF KENNESAW DUE
WEST ROAD ALONG A CURVE TO THE RIGHT AN ARC DISTANCE OF 53.94
FEET, SAID ARC HAVING A RADIUS OF 4265.89 FEET AND BEING
SUBLTED BY A CHORD OF NORTH 02 DEGREES 28 MINUTES 38
SECONDS EAST WITH A CHORD DISTANCE OF 53.93 FEET TO A POINT;
THENCE CONTINUING ALONG SAID RIGHT OF WAY NORTH 89 DEGREES
22 MINUTES 24 SECONDS EAST A DISTANCE OF 12.02 FEET TO A POINT,
AND THE TRUE POINT OF BEGINNING: THENCE CONTINUING ALONG
SAID RIGHT OF WAY ALONG A CURVE TO THE RIGHT AN ARC DISTANCE
OF 120.86 FEET, SAID ARC HAVING A RADIUS OF 7314.79 FEET AND BEING
SUBLTED BY A CHORD OF NORTH 03 DEGREES 14 MINUTES 35
SECONDS EAST WITH A CHORD DISTANCE OF 120.86 FEET TO A POINT;
THENCE CONTINUING ALONG SAID RIGHT OF WAY NORTH 03 DEGREES
42 MINUTES 59 SECONDS EAST A DISTANCE OF 236.50 FEET TO A #4
REBAR FOUND; THENCE CONTINUING ALONG SAID RIGHT OF WAY
NORTH 03 DEGREES 42 MINUTES 59 SECONDS EAST A DISTANCE OF 60.00
FEET TO A #4 REBAR FOUND, THENCE LEAVING SAID RIGHT OF WAY
AND PROCEEDING ALONG THE COMMON PROPERTY LINE NOW OR
FORMERLY OF LOTS 42, 34 AND 33 OF STILESBORO CROSSING UNIT ONE
SOUTH 86 DEGREES 52 MINUTES 12 SECONDS EAST A DISTANCE OF
474.91 FEET TO A POINT; THENCE ALONG THE COMMON PROPERTY LINE
BETWEEN TRACT 2-B AND TRACT 2-A OF THE STILESBORO CROSSING
BUSINESS PARK SOUTH 01 DEGREES 04 MINUTES 12 SECONDS WEST A
DISTANCE OF 331.51 FEET TO A POINT; THENCE SOUTH 00 DEGREES 37
MINUTES 37 SECONDS EAST FOR A DISTANCE OF 53.72 FEET TO A #4
REBAR FOUND; THENCE ALONG THE COMMON PROPERTY LINE NOW OR
FORMERLY SOUTH 89 DEGREES 18 MINUTES 34 SECONDS WEST FOR A
DISTANCE OF 64.56 FEET TO A 1/2-INCH OPEN TOP PIPE FOUND; THENCE
ALONG THE COMMON PROPERTY, LINE NOW OR FORMERLY JAMES
ABNEY SOUTH 89 DEGREES 22 MINUTES 08 SECONDS WEST FOR A
DISTANCE OF 430.13 FEET TO A #4 REBAR FOUND ON THE EASTERLY
RIGHT OF WAY OF KENNESAW DUE WEST ROAD AND THE TRUE POINT
OF BEGINNING:

SAID TRACT CONTAINS 4.46 ACRES MORE OR LESS

Tract 7.

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOT
216 OF THE 20TH DISTRICT, 2ND SECTION, COBB COUNTY, GEORGIA, AND
BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE NORTHEASTERLY
80-FOOT RIGHT OF WAY OF STILSEBRO ROAD WITH THE EASTERLY
VARIABLE RIGHT OF WAY OF KENNESAW DUE WEST ROAD; THENCE
ALONG THE EASTERLY VARIABLE RIGHT OF WAY OF KENNESAW DUE
WEST ROAD ALONG A CURVE TO THE RIGHT AN ARC DISTANCE OF 53.94
FEET, SAID ARC HAVING A RADIUS OF 4265.89 FEET AND BEING
SUBLTENDED BY A CHORD OF NORTH 02 DEGREES 28 MINUTES 38
SECONDS EAST WITH A CHORD DISTANCE OF 53.93 FEET TO A POINT;
THENCE CONTINUING ALONG SAID RIGHT OF WAY NORTH 89 DEGREES
22 MINUTES 24 SECONDS EAST A DISTANCE OF 12.02 FEET TO A POINT;
THENCE CONTINUING ALONG SAID RIGHT OF WAY ALONG A CURVE TO
THE RIGHT AN ARC DISTANCE OF 120.86 FEET, SAID ARC HAVING A
RADIUS OF 7314.79 FEET AND BEING SUBLTENDED BY A CHORD OF
NORTH 03 DEGREES 14 MINUTES 35 SECONDS EAST WITH A CHORD
DISTANCE OF 120.86 FEET TO A POINT; THENCE CONTINUING ALONG
SAID RIGHT OF WAY NORTH 03 DEGREES 42 MINUTES 59 SECONDS EAST
A DISTANCE OF 236.50 FEET TO A #4 REBAR SET, AND THE TRUE POINT
OF BEGINNING; THENCE CONTINUING ALONG SAID RIGHT OF WAY
NORTH 03 DEGREES 42 MINUTES 59 SECONDS EAST A DISTANCE OF 60.00
FEET TO A #4 REBAR FOUND; THENCE LEAVING SAID RIGHT OF WAY

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AND PROCEEDING ALONG THE COMMON PROPERTY LINE NOW OR FORMERLY OF LOTS 42, 34 AND 33 OF STILESBORO CROSSING UNIT ONE SOUTH 86 DEGREES 52 MINUTES 12 SECONDS EAST A DISTANCE OF 474.91 FEET TO A POINT; THENCE ALONG THE COMMON PROPERTY LINE BETWEEN TRACT 2-B AND TRACT 2-A OF THE STILESBORO CROSSING BUSINESS PARK SOUTH 01 DEGREES 04 MINUTES 12 SECONDS WEST A DISTANCE OF 10.00 FEET TO A POINT; THENCE ALONG THE COMMON LINE BETWEEN TRACT 1 OF THE STILESBORO CROSSING BUSINESS PARK NORTH 86 DEGREES 52 MINUTES 12 SECONDS WEST A DISTANCE OF 434.37 FEET; THENCE ALONG THE COMMON LINE BETWEEN SAID TRACT 1 OF THE STILESBORO CROSSING BUSINESS PARK NORTH 03 DEGREES 42 MINUTES 56 SECONDS WEST A DISTANCE OF 50.42 FEET TO A #4 REBAR SET; THENCE NORTH 86 DEGREES 17 MINUTES 04 SECONDS WEST A DISTANCE OF 41.00 FEET TO A #4 REBAR SET ON THE EASTERLY VARIABLE RIGHT OF WAY OF KENNESAW DUE WEST ROAD, AND THE TRUE POINT.

SAID TRACT OR PARCEL BEING 0.16 ACRES (6,810 SQUARE FEET) MORE OR LESS.

SECTION 2.

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