

March 11, 1968

MEMORANDUM

To: Mayor Ivan Allen, Jr.

From: Malcolm D. Jones  
Housing Coordinator

Reference is made to my memorandums to you of February 22 and 23 and our verbal discussion on February 26 pertaining to off site storm sewer facilities which the Water Pollution Control Division was attempting to require the developer, Whiting-Turner, to share in construction costs for approximately 3000 feet off site, down stream, from the Gilbert Rd. - Flynn Rd. Turnkey development site.

Based on contention of the Housing Authority that this was not in conformity with the Cooperation Agreement with the City and the verbal opinions of both the HUD Attorney and the City Attorney, Henry Bowden, it was concluded that the City would have to bear the entire cost of the off site improvements, beyond the boundary street. I was to notify the Housing Authority and the developer of the decision, which I did, and you were to notify the Water Pollution Control Division, through Ray Nixon.

Today Mr. Satterfield called me and said that the Water Pollution Control Division appears to not yet understand the decision; that they recently told Mr. George R. Sander, Technical Director for Public Housing of the Housing Authority, they knew nothing about requirements of the Cooperation Agreement and had no money anyway with which to pay for the required off site storm sewer improvements for this site.

Mr. Satterfield is basing his position on paragraph 6 (c) of Cooperation Agreement Resolution passed by the Board of Aldermen on July 18, 1960 which is quoted below:

\* \* \*

6. In respect to any Project the City and County further agrees that within a reasonable time after receipt of a written request therefor from the Local Authority:

\* \* \*

(c) It will provide, or cause to be provided, water mains, and storm and sanitary sewer mains, leading to such Project and serving the bounding streets thereof (in consideration whereof the Local Authority shall pay to the City or the County such amount as would be assessed against the Project site for such work if such site were privately owned).

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Mr. Satterfield contends that the Federal Government will not allow any off site improvements (other than in boundary streets, which would normally be chargeable to a private developer) to be included in project costs of Public Housing and Turnkey developments; and requests that the City get the matter clarified with the Water Pollution Control Division.

New Subject:

Mr. Satterfield also reports that the Housing Authority is having difficulty in getting the sewer plan approved for the Public Housing site in Thomasville (this is not Turnkey) and is anxious to get it approved as soon as possible, so that they can advertize for bids for development of the project.

He states that the Sewer Division is now insisting on changes being made in the sewer layout, previously installed in accordance with then Sewer Division requirements and which was inspected by the City at the time as satisfactory; that the Sewer Division maintains that City requirements have changed since the work was done and therefore the layout will now have to be modified to meet the new requirements of the City.

Mr. Satterfield contends that this is not right nor fair (He does admit however that apparently one mistake was made on the former installation, which should be corrected and which the Housing Authority is willing to correct.).

Mr. Satterfield states that in addition, the Sewer Division is now insisting that the Housing Authority provide a storm sewer along the road (Moreland Ave) on the entire East side of the project, which he thinks could probably cost the Housing Authority an additional \$30,000 - 40,000, which he does not feel the Housing Authority should have to pay.

Mr. Satterfield requests that these matters pertaining to the Public Housing Thomasville project also be resolved by the City.

cc: Mr. Dan E. Sweat, Jr.