

**Executive Order No. 2023-001**

**WARNING TO THE PUBLIC OF DANGEROUS AND POSSIBLY LIFE-THREATENING CONDITIONS RESULTING IN THE CLOSURE OF INTRENCHMENT CREEK PARK AND OTHER SURROUNDING DEKALB COUNTY PROPERTIES UNTIL FURTHER NOTICE**

**WHEREAS**, pursuant to 1981 Ga. Laws, p. 4304 Section 1, as amended and codified as Section 13(a) of DeKalb County, Georgia's Organizational Act, the Chief Executive Officer shall have the exclusive power to supervise, direct and control the administration of DeKalb County's government;

**WHEREAS**, the Code of DeKalb County, as Revised 1988, in Section 19-26 authorizes changes in the closing times of a park if approved in writing by the County;

**WHEREAS**, this Executive Order applies to the following properties owned by DeKalb County, Georgia in the vicinity of Intrenchment Creek on Bouldercrest Road, Atlanta, GA 30316 (shown in blue on the attached map) ("the Properties") totaling approximately 140 acres:

- 1) 2109 Bouldercrest Road (parcel id. no. 15 083 01 018) (Intrenchment Creek Park)
- 2) 2055 Bouldercrest Road (parcel id. no. 15 083 01 003)
- 3) 2156 Bouldercrest Road (parcel id. no. 15 084 01 004)
- 4) 2142 Bouldercrest Road (parcel id. no. 15 084 01 220)
- 5) 2058 Bouldercrest Road (parcel id. no. 15 083 02 002)
- 6) 2098 Bouldercrest Road (parcel id. no. 15 083 02 003)

**WHEREAS**, closure of these Properties is necessary because the current known and unknown condition of the Properties poses a potential danger to the public, the neighboring community and their children and pets who may access these Properties;

**WHEREAS**, this Executive Order will close and restrict access to the Properties in order to protect the safety of the public, residents and visitors who should not use these Properties at this time given the recent and on-going criminal activities occurring on or near the Properties, including, but not limited to, the installation of hidden traps or other devices designed to injure, maim, or cause the death of adults, children, and pets on the Properties;

**WHEREAS**, some of the Properties (those identified as Properties numbered 2 through 6) are not currently open for use by the public and are in various stages of planning and/or park development but are not fenced. This Executive Order will confirm and ratify that such Properties are officially closed;

**WHEREAS**, County employees have not been able to access the Properties to determine the extent of the possible dangerous conditions and public safety concerns within the Properties;

**WHEREAS**, DeKalb County personnel attempting to perform necessary functions on the Properties including customary and on-going safety inspections, upkeep, repair, trash removal, maintenance, renovation and construction have been attacked on multiple occasions in recent months by individuals throwing rocks and other objects and creating other dangerous conditions, such that county personnel have been unable to complete these necessary functions;

**WHEREAS**, access to the Properties cannot be eliminated entirely and at this time the Properties cannot be kept in a reasonably safe condition for citizens, visitors, children, pets and County personnel if the foregoing necessary functions cannot be performed there;

**WHEREAS**, this closure until further notice is necessary to protect the safety of the families, residents, visitors and their pets in the area and the County personnel who need access to the Properties for the purposes of upkeep, inspection, repair, trash removal, maintenance, renovation and construction; and

**WHEREAS**, this closure is designed to protect and provide notice to the public, visitors, residents, family pets and all law-abiding persons that it is unsafe and inadvisable to use these Properties at this time.

**NOW THEREFORE**, the Chief Executive Officer hereby issues the following Executive Order:

1. This Executive Order is a warning to the public that these Properties contain known and unknown dangerous conditions that could injure, maim or cause the death of adults, children and pets on the Properties.
2. Therefore, the Properties listed above are closed to the public effective immediately and shall remain closed to the public until further notice. Periodically, the Chief Executive Officer shall re-evaluate this closure Order as inspections occur and conditions on the ground are investigated to determine if closure should be extended or ended.
3. The entrances and exits to the Properties listed above will be closed and the County will post official signs prohibiting public access to and parking on the Properties.
4. During the period this Executive Order is in force, unauthorized persons entering the Properties will be subject to prosecution for criminal trespass and any other violation of law to the fullest extent of Georgia Law.
5. During the period this Executive Order is in force, any owner of an unauthorized vehicle parked on any of the Properties will be subject to prosecution for violations of applicable law and the vehicle will be towed and impounded as permitted under Georgia Law.
6. During the period this Executive Order is in force, anyone caught moving, removing, or defacing signs posted by the County on the Properties will be subject to prosecution to the fullest extent of Georgia Law.

7. This Order will be amended as necessary to adapt to the ever-changing public safety situation in this area of DeKalb County. This Order is not intended to and does not create any right or benefit, substantive or procedural, enforceable in law or equity by any party against DeKalb County, its officials, employees, or agents. This Order is effective immediately and remains in effect until further notice; all provisions of this Order are subject to change or termination at any time, without prior notice.

So **ORDERED** this 24th day of March 2023 at 9:00 am/pm.



**MICHAEL L. THURMOND**  
Chief Executive Officer  
DeKalb County, Georgia

**ATTEST:**



Barbara H. Sanders-Norwood, CCC  
Clerk to the Chief Executive Officer and  
The Board of Commissioners

**APPROVED AS TO FORM:**

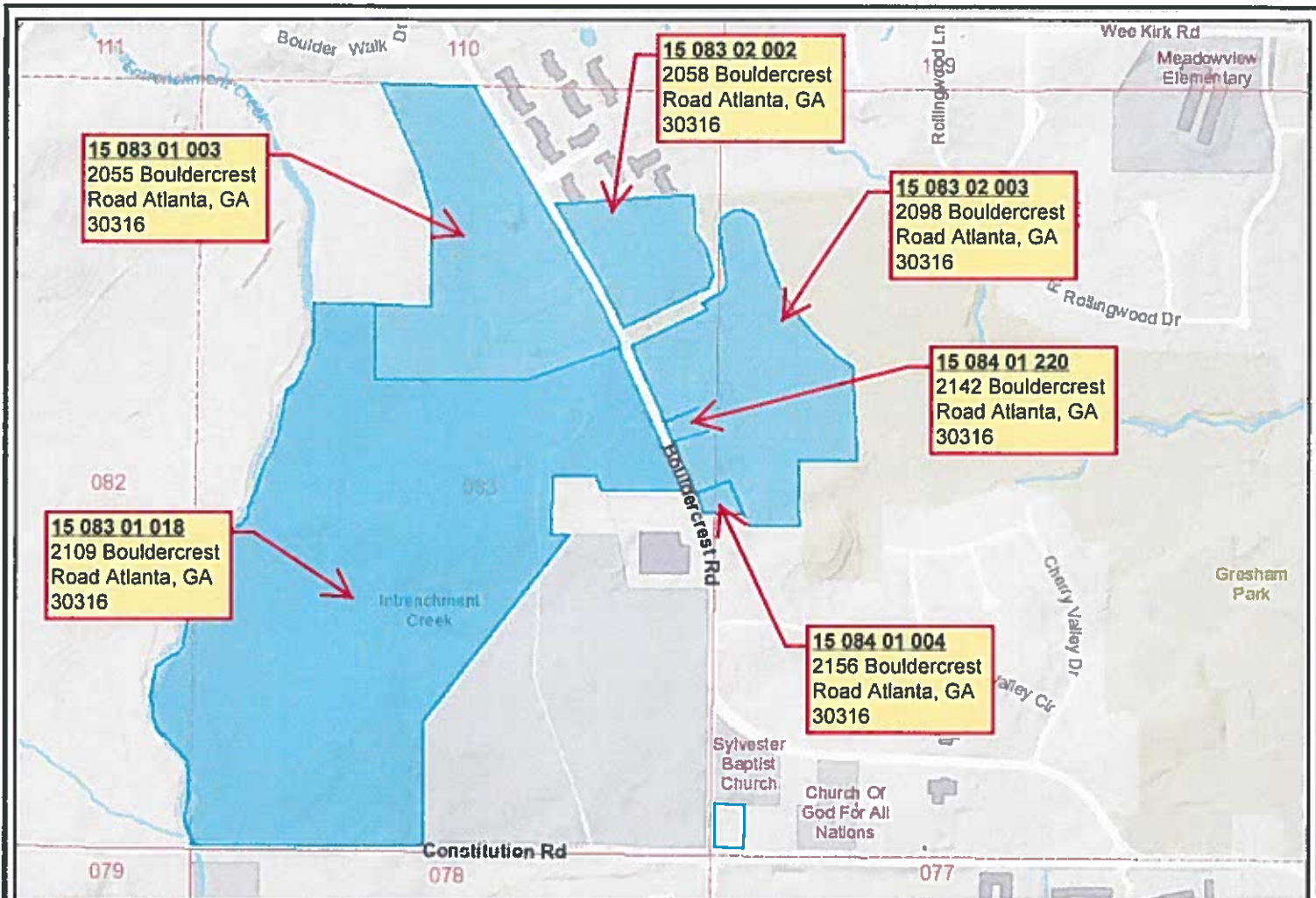
**APPROVED AS TO SUBSTANCE:**



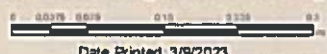
Viviane H. Ernstes  
County Attorney



Zachary L. Williams  
Executive Assistant/Chief Operating Officer



**DeKalb County Parcel Map**



Date Printed 3/9/2023



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