

City Manager Eric Linton's statement on behalf of the city regarding Kingsley Lake:

Kingsley Lake is not a natural lake. A developer dammed a creek to create a private lake for the private enjoyment of the homeowners surrounding it. Prior to cityhood, DeKalb County included the following language on the Kingsley Lake and the Kingsley Racquet & Swim Club property plats: DeKalb County is not liable or responsible for the extension of the cross drains shown on property or for erosion or flooding of storm drains.

The City of Dunwoody does not control the lake, the dam, or the flume that is damaged. The City has not negligently constructed or maintained its drainage system in a way that damages the lake, the dam, or the flume. Historical photographs show that the flume has not been maintained, and as far back as 2010, photos show damage to the flume in the same area as the current damage. This is private property that the general public does not have access to, and the City of Dunwoody is not responsible for repairing this private property.

The stormwater fee that is collected by the City is used to maintain and repair stormwater infrastructure for two primary reasons:

- 1. Stormwater infrastructure located adjacent to and under the public roads must be maintained and repaired so that the general public can continue to use those roads.**
- 2. Stormwater infrastructure impacting public properties must be maintained and repaired so that the general public can continue to have access to those properties.**

There are certain properties in the City where the recorded plats required DeKalb County to maintain stormwater infrastructure on private property, because the property was in a special stormwater tax district. When the City was formed, the City assumed this responsibility from the County. Redfield is one of those particular properties, but Kingsley Lake and the flume are not.

The City meets all State regulations regarding stormwater management. Given the pending threat of litigation, the City will not comment further on this matter at this time.