SCHWARTZ, PHYLLIS.
Presidential Parkway (Atlanta, Ga.) opposition files, 1980-1992

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Descriptive Summary

<table>
<thead>
<tr>
<th>Creator:</th>
<th>Schwartz, Phyllis.</th>
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</thead>
<tbody>
<tr>
<td>Title:</td>
<td>Presidential Parkway (Atlanta, Ga.) opposition files, 1980-1992</td>
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<td>Call Number:</td>
<td>Manuscript Collection No. 738</td>
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<td>Extent:</td>
<td>19 linear feet (39 boxes), 2 oversized papers boxes and 5 oversized papers folders (OP), and .25 linear feet (1 box)</td>
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<td>Abstract:</td>
<td>Communication, legal and legislative files, and research collected by Phyllis Schwartz in the course of her work with organizations opposed to the construction of the Presidential Parkway, including the Druid Hills Civic Association and CAUTION, Inc.</td>
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<td>Language:</td>
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</table>

Administrative Information

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Related Materials in This Repository
CAUTION, Inc. records and Druid Hills Civic Association records.

Source

Citation
[after identification of item(s)], Presidential Parkway (Atlanta, Ga.) opposition files, Stuart A. Rose Manuscript, Archives, and Rare Book Library, Emory University.

Appraisal Note
Acquired by processing archivist and Assistant Department Head, Virginia Cain in 1992 with additions by Head of Special Collections, Linda Matthews in 2001 as part of the Rose Library's holdings in Modern Political and Southern History.

Processing
Arranged and described at the file level by Louis Fagnan, Kristin Kimberlain, Amanda Anderson, and Laura Starratt, June 2018.

Collection Description

Historical Note
Beginning in the late 1960s, growth in the eastern suburbs of Atlanta, Georgia, created a need for a more robust roadway system. The Stone Mountain tollway was the first attempt to create a highway through the Druid Hills Neighborhood and was designed to connect downtown Atlanta to the Stone Mountain Expressway. In the 1960s and early 1970s, the Georgia Department of transportation acquired land for the project and razed nearly 600 residential housing units, commercial spaces, and churches. The new roadway was not completed due to significant opposition from local neighborhood groups and remained undeveloped through the 1970s.

In 1981, former President Jimmy Carter revived the idea of a four-lane expressway to help provide access to the Jimmy Carter Presidential Library and the Carter Center. The state of Georgia, in compliance with a plan commissioned by Governor George Busbee, agreed to donate part of the Great Park, an area of about 219 acres that had been cleared to be used as the site of the Jimmy Carter Presidential Library. Carter lobbied and won support for both projects from Atlanta Mayor Andrew Young, the City Council, and Chamber of Commerce. The road would connect the new Carter Center with downtown on the west, and Emory University through the Druid Hills neighborhood. The proposed design included five bridges to allow high speed and truck access through the affected neighborhood areas and parks.

The construction was started in 1984 and faced immediate resistance. CAUTION, Inc. (Coalition Against Unnecessary Thoroughfares in Our Neighborhood) formed in 1982, to coordinate litigation, fundraising, volunteers and lobbying, by the neighborhood associations of Inman Park, Druid Hills (of which Phyllis Schwartz served on the board), Candler Park, Lake Claire, East Lake, Virginia-Highland, Poncey-Highland and City of Decatur with the stated goal of stopping the Presidential Parkway.
After years of lawsuits, Maynard Jackson encouraged the Atlanta City Council to pass an ordinance to stop the Presidential Parkway in 1989. As part of another lawsuit, DeKalb Superior Court Judge Clarence Seeliger referred GDOT, the City of Atlanta, and CAUTION, Inc. to mediation. This mediation resulted in an agreement to create the Freedom Parkway, an at-grade, low speed parkway with no truck traffic and no bridges over city streets to provide access to the Carter Center. The remaining 200 acres of land were to be made into a City park, completed in time for the 1996 Olympics.

Scope and Content Note
The collection includes legal and legislative records, planning documents, and printed materials detailing the work of the various opposition groups involved in fighting the construction of the Presidential Parkway through the Druid Hills neighborhood and other surrounding areas including Inman Park, Candler Park, Lake Claire, East Lake, Virginia-Highland, Poncey-Highland and the City of Decatur from 1968-1992. Legal documents include court filings for various cases related to the opposition to the construction and trace legal cases from their beginnings through their final stages. In addition, there are subject files and research files for these cases and legislative records consisting of bills and resolutions.

Planning documents include communications such as memos, correspondence, and notes; subject files; and reports dating from 1973-1987. Communications primarily consist of correspondence between organizations such as the Druid Hills Civic Association (DHCA), CAUTION, Inc, the Georgia Department of Transportation, and the Council on Environmental Quality. Subject files also include some correspondence and printed materials but are files that were created by members of the Presidential Parkway opposition for research purposes. These files document such topics as alternative plans for roadways, the Advisory Council on Historic Preservation, The Great Park, the U.S. and Georgia Departments of Transportation, The Olmsted Linear parks, and traffic statistics. Reports were for general research as well and include the Department of transportation’s Environmental Impact and many responses to it. There are also reports on urban research, land analysis, and road and traffic standards.

Printed materials include newspaper clippings, photocopies of newspaper articles, and various other circulated materials from 1969-1992. Topics of articles primarily cover legal, legislative, and personal involvement with the Presidential Parkway on both the individual and organizational level.

Arrangement Note
Organized into three series: (1) Legal and legislative materials, (2) Planning documents, and (3) Printed materials
Description of Series

Series 1: Legal and legislative materials, 1976-1990
Series 2: Planning documents, 1972-1987
Series 1
Legal and legislative materials, 1976-1990
Boxes 1 - 13, AV1

Scope and Content Note
This series consists of materials pertaining to court cases, legislation, and research on legal matters from 1976-1990. The court records trace legal cases from their beginnings in Superior Courts of DeKalb, Emmanuel, and Fulton Counties, to hearings in the Supreme Court of Georgia as well as cases tried in the United States Court of Appeals for the Eleventh Circuit and United States District Court Northern District of Georgia. Legislative records contain bills and resolutions including A resolution adopting the Presidential Park Plan as proposed by Mayor Andrew Young and Georgia House Bills 1361 that created a state commission on the condemnation of public property and 1713 that established the Jimmy Carter National Historic Site. In addition, there are many research files related to the legal fights that contain materials on contracts with Arapaho Construction Inc. and the Shepherd Construction company, guidance materials, depositions, and sworn statements. There are many research files that contain materials on Marvin Arrington, Council of Environmental Quality, and the Atlanta Regional Commission.

Arrangement Note
Arranged in alphabetical order.

Processing Note
Legal documents include only court records. Research related to a particular court cases was removed and filed under the research heading. Most of the research materials were already filed separately. Due to the interconnected topics of the cases, research files could not decidedly be connected to individual cases.

Court cases

<table>
<thead>
<tr>
<th>Box</th>
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<tr>
<td>1</td>
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<tr>
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<td>1</td>
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<td>Superior Court of DeKalb County, combined cases. Department of Transportation v. 8.621 acres of land et al. (85-4636-3) &amp; Mary Davis et al. v. Thomas D. Moreland et al. (85-5201-3), 1985</td>
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Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1988 (binder)

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1986-1988 September 30 [1 of 2]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1986-1988 September 30 [2 of 2]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1988 October 5-1989 December 1 [1 of 3]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1988 October 5-1989 December 1 [2 of 3]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1988 October 5-1989 December 1 [3 of 3]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1989 November [1 of 2]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1989 November [2 of 2]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1989 December 7-1990 January 22

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), 1990 January 29-February 15

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), binder, 1976-1989 [1 of 3]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), binder, 1976-1989 [2 of 3]

Superior Court of DeKalb County, Department of Transportation v. 7.802 acres of land et al. (88-6429-3), binder, 1976-1989 [3 of 3]

Superior Court of DeKalb County, Department of Transportation v. 8.621 acres of land et al. (85-4636-3), 1985

Superior Court of DeKalb County, Druid Hills Civic Association et al. v. Georgia Department of Transportation et al. (84-1104-4), 1984-1987

Superior Court of Emmanuel County, State of Georgia v. Willie Gamble, 1989

Superior Court of Fulton County, Department of Transportation et al. v. Retta M. Shirah et al (C-37931), 1978

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al, deposition abstract, 1984

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), 1985

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), depositions, 1985 [1 of 4]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), depositions, 1985 [2 of 4]
Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), depositions, 1985 [3 of 4]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), depositions, 1985 [4 of 4]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume 1, copy 1, 1985 [1 of 3]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume I, copy 1, 1985 [2 of 3]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume I, copy 1, 1985 [3 of 3]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume I, copy 2, 1985 [1 of 2]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume I, copy 2, 1985 [2 of 2]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume II, 1985 [1 of 2]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume II, 1985 [2 of 2]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume IV, 1985 [1 of 3]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume IV, 1985 [2 of 3]

Superior Court of Fulton County, James L. Brooks et al. v. City of Atlanta et al. (D-17050), documentary evidence, volume IV, 1985 [3 of 3]

Superior Court of Fulton County, Marion L. Kuntz et al. v. Andrew Young et al. (D-13092), 1982-1985

Supreme Court of Georgia, Arapaho Construction, Inc. et al. v. Mary Davis et al. (42674), 1985

Supreme Court of Georgia, City of Atlanta et al. v. Mary Davis et al. (42675), 1985

Supreme Court of Georgia, combined cases, Department of Transportation v. City of Atlanta et al. (42499), Department of Transportation v. Davis et al. (42673), 1985

Supreme Court of Georgia, combined cases, Department of Transportation v. City of Atlanta et al. (42499), Department of Transportation v. Davis et al. (42673), Arapaho Construction, Inc. v. Davis et al. (42674), City of Atlanta v. Davis et al. (42675), 1985

Supreme Court of Georgia, combined cases, Seaboard System Railroad, Inc. v. Bankester et al. (42281), City of Atlanta v. Bankester et al. (42311), Allied Products Corp. v. Bankester et al. (42312), 1985

Supreme Court of Georgia, combined cases, Department of Transportation et al. v. James L. Brooks et al. (42126), Shepherd Construction Company, Inc. et al.
v. James L. Brooks et al. (42127), James L. Brooks et al. v. City of Atlanta et al. (42191), 1985

6 8 Supreme Court of Georgia, Cox Communications, Inc. v. Department of Transportation (43442), 1986

6 9 Supreme Court of Georgia, Department of Transportation v. City of Atlanta et al. (46479) 1988-1989

6 10 Supreme Court of Georgia, Department of Transportation v. City of Atlanta et al. (S90A0791), 1990

6 11 Supreme Court of Georgia, Department of Transportation v. City of Atlanta et al. v. Mary Davis et al (42299), 1985 [1 of 2]

6 12 Supreme Court of Georgia, Department of Transportation v. City of Atlanta et al. v. Mary Davis et al (42299), 1985 [2 of 2]

6 13 Supreme Court of Georgia, James L. Brooks et al. v. City of Atlanta et al (42191), 1985

6 14 Supreme Court of Georgia, James L. Brooks et al. v. Department of Transportation et al. (42126), 1985

6 15 Supreme Court of Georgia, James L. Brooks v. City of Atlanta, official court reporter transcript, 1985 [1 of 3]

7 1 Supreme Court of Georgia, James L. Brooks v. City of Atlanta, official court reporter transcript, 1985 [2 of 3]

7 2 Supreme Court of Georgia, James L. Brooks v. City of Atlanta, official court reporter transcript, 1985 [3 of 3]

7 3 Supreme Court of Georgia, Matheson et al. v. DeKalb County et al. (44235), 1987

7 4 Supreme Court of Georgia, Shepherd Construction Company, Inc. et al. v. James L. Brooks et al. (42127), 1985

7 5 Supreme Court of Georgia, The State of Georgia v. Shepherd Construction Company et al. (37387, 37421, 37422, 37473) 1977-1985 [1 of 2]


7 7 Supreme Court of Georgia, Thomas D. Moreland et al. v. Mary Davis et al. (42673), 1985 [1 of 2]

7 8 Supreme Court of Georgia, Thomas D. Moreland et al. v. Mary Davis et al. (42673), 1985 [2 of 2]

7 9 Supreme Court of USA, DHCA v. FHA, (87-1891), 1988

7 10 United States Court of Appeals for the Eleventh Circuit, combined case, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (84-8894), National Trust for Historic Preservation v. Federal Highway Administration et al. (84-8924), 1984-1985 [1]

8 1 United States Court of Appeals for the Eleventh Circuit, combined case, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et
al. (84-8894), National Trust for Historic Preservation v. Federal Highway Administration et al. (84-8924), 1984-1985 [2]

8 2 United States Court of Appeals for the Eleventh Circuit, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (84-8894), 1984-1985

8 3 United States Court of Appeals for the Eleventh Circuit, National Trust for Historic Preservation v. FHA (84-8924), 1984

8 4 United States Court of Appeals for the Eleventh Circuit, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (87-8122), 1987 [1 of 3]

8 5 United States Court of Appeals for the Eleventh Circuit, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (87-8122), 1987 [2 of 3]

8 6 United States Court of Appeals for the Eleventh Circuit, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (87-8122), 1987 [3 of 3]

8 7 United States Court of Appeals for the Eleventh Circuit, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (87-8149), 1987 [1 of 2]

9 1 United States Court of Appeals for the Eleventh Circuit, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (87-8149), 1987 [2 of 2]

9 2 United States District Court Northern District of Georgia, combined case, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (C84-1931A), National Trust for Historic Preservation v. Federal Highway Administration et al. (C84-1977A), 1984

9 3 United States District Court Northern District of Georgia, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (C84-1931A), 1984-1986 [1 of 7]

9 4 United States District Court Northern District of Georgia, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (C84-1931A), 1984-1986 [2 of 7]

9 5 United States District Court Northern District of Georgia, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (C84-1931A), 1984-1986 [3 of 7]

9 6 United States District Court Northern District of Georgia, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (C84-1931A), 1984-1986 [4 of 7]

9 7 United States District Court Northern District of Georgia, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (C84-1931A), 1984-1986 [5 of 7]
Phyllis Schwartz, Presidential Parkway (Atlanta, Ga.) opposition files, circa 1980-1992

10 1 United States District Court Northern District of Georgia, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (C84-1931A), 1984-1986 [6 of 7]

10 2 United States District Court Northern District of Georgia, Druid Hills Civic Association, Inc. et al. v. Federal Highway Administration et al. (C84-1931A), 1984-1986 [7 of 7]


10 7 United States District Court Northern District of Georgia, United States of America v. Dan P. Shepherd, J. Harold Shepherd, Shepherd Construction Company, Inc. (CR82-167, CR82-168 (1), CR82-168 (2)), 1982

11 1 United States District Court of Northern District of Georgia, National Trust v. FHA, (C-84-1977A), 1984

Legislative files

11 2 Department of Clerk of Council, A Resolution Adopting the Presidential Park Plan as Proposed by Mayor Andrew Young, 1982

11 3 Department of Transportation resolutions, 1982-1984

11 4 DeKalb County resolutions, 1982-1985

11 5 General Services Administration, Environmental Considerations in Decision making, 1979

11 6 Georgia House Bill 1361, 1986

AV1 - Georgia House Bill 1361, recording of proceeding, 1986 February 13 [original: audiocassette]

[Digital/digitized copy available in the Reading Room: id tm099][Digital/digitized copy available in the Reading Room: id tm0dq]

11 7 Georgia House Bill 1361, transcript of proceeding, 1986 February 13

11 8 Georgia House Bill 1713 (GA), S 907 (Cong.), 1976-1988

11 9 Georgia House Resolution 12918, Fowler Amendment, 1984

11 10 Project M-9152 (2), Addendum to Section 4(F) Statement, 1984-1986

11 11 Resolution, DeKalb County Civic Coalition and CAUTION, Inc, 1985

11 12 Senate Bill 574
Surface Transportation Act, 1982
Surface Transportation Act, 1986
United States Senate Hearing on Proposed Carter Presidential Library, 1983
November 9

Research files
"Abstract of Tom Moreland#s Deposition," 1985 January 30
Advisory Council on Historic Preservation Hearing, 1984 February 20
Agreement Between the Children#s School, Inc. and Midtown Neighborhood
Association, Inc, 1985
Alternative plans, undated
Arapaho Construction Inc., contract, 1985
Arrington, Marvin S., 1984-1985
Arrington, Marvin, sworn statements [1 of 2]
Arrington, Marvin, sworn statements [2 of 2]
Chamberlain, Hrdlicka, White, Johnson and Williams (attorneys at law), invoices
for CAUTION and Lullwater Homeowners Association, 1989
Chiles, Senator Lawton,1982-1983
City Ethics Commission, 1984-1985
Condemnation of public property, 1986
Contract, Georgia Department of Transportation and Shepherd Construction
Company, Inc, 1984 Nov 29
Council on Environmental Quality, 1984
Department of Transportation (Georgia), 1982
Department of Transportation (Georgia)and Presidential Library, 1982-1984
Department of Transportation (Georgia), guidance material for the preparation of
environmental documents, 1982
Druid Hills, 1985
Emory University, summary of funding to the Carter Center, 1985
Federal Highway Administration, Analysis of Section 4(F) Determination,
Presidential Parkway, 1986
May
Georgia Department of Transportation v. Clarence F. Seeliger (89-8874-8),
correspondence,1989
Georgia Supreme Court opinions concerning the Presidential Parkway, 1990
Handwritten notes, undated
History of the Carter Parkway, undated
Legislator contact lists, undated
Lee, Dan, deposition, 1985 February 26
List of House and Senate committees, undated
<table>
<thead>
<tr>
<th>No.</th>
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<tbody>
<tr>
<td>10</td>
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<tr>
<td>11</td>
<td>Park road standards, 1984</td>
</tr>
<tr>
<td>12</td>
<td>Park's suit, 1984-1985</td>
</tr>
<tr>
<td>13</td>
<td>Pindar, George A, memorandum of law regarding Candler Park, 1985</td>
</tr>
<tr>
<td>14</td>
<td>Presidential Parkway case schedules, 1989</td>
</tr>
<tr>
<td>15</td>
<td>&quot;Qualitative Effects of Alternatives on Historic District,&quot; 1986?</td>
</tr>
<tr>
<td>16</td>
<td>Schmalz, Georgann, &quot;Nesting Birds of the Great Park Area,&quot; undated</td>
</tr>
<tr>
<td>17</td>
<td>Section 4(F) lands, undated</td>
</tr>
<tr>
<td>19</td>
<td>Sierra Club Legal Defense Fund, 1984</td>
</tr>
<tr>
<td>20</td>
<td>&quot;Situation in Atlanta Concerning the Jimmy Carter Presidential Parkway,&quot; undated</td>
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<tr>
<td>21</td>
<td>Special public interest, Inman Park housing, 1985 May 28</td>
</tr>
<tr>
<td>22</td>
<td>Stone Mountain Tollway, 1976</td>
</tr>
<tr>
<td>23</td>
<td>&quot;Summary of Alton L. Dowd Deposition,&quot; undated</td>
</tr>
<tr>
<td>24</td>
<td>Summary of Regulations for Pre-decision Referrals of Proposed Federal Actions to the Council for Environmental Quality, 1984 July</td>
</tr>
<tr>
<td>25</td>
<td>Taylor, Virginia, regarding statutes and regulations relevant to highway litigation, undated</td>
</tr>
<tr>
<td>26</td>
<td>Traffic counts at the railroad cordon, undated</td>
</tr>
<tr>
<td>27</td>
<td>Transportation, 1982-1988 (binder)</td>
</tr>
<tr>
<td>28</td>
<td>Unsigned Department of Transportation resolution, undated</td>
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Series 2
Planning documents, 1972-1987
Boxes 14-33, OP1-7, AV1

Scope and Content Note
The series consists of subject files, reports, and communication materials from 1972-1987. Communication materials are primarily correspondence between organizations such as the Druid Hills Civic Association, CAUTION, Inc, the Department of Transportation, and the Council on Environmental Quality, but also include memoranda and handwritten notes directed to individuals. Subject files consist primarily of research, correspondence, and printed materials compiled by members of the opposition, especially Phyllis Schwartz, and include such topics as alternative plans, the Advisory Council on Historic Preservation, The Great Park, the U.S. (USDOT) and Georgia Departments of Transportation (GDOT), The Olmsted Linear parks, and traffic statistics. Also included are reports regarding the construction of the roadway, especially the United States Department of Transportation Environmental Impact Statements and oppositional responses to it, recommendations for historical preservation, and reports created by CAUTION, Inc. against the development of the area. There are also reports on urban research, land analysis, and road and traffic standards.

Arrangement Note
Arranged in alphabetical order.

Communication

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Phyllis Schwartz, Presidential Parkway (Atlanta, Ga.) opposition files, circa 1980-1992

16  7  1984 August [3]
17  1  1984 August [4]
17  2  1984 August [5]
17  3  1984 August [6]
17  4  1984 August [7]
17  5  1984 September-December
17  6  1985 January-April
18  1  1985 May-September
18  2  1985 October-November
18  3  1985 December
18  4  1986
18  5  1987-1990
18  6  Undated [1]
18  7  Undated [2]

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19  2  Advisory Council on Historic Preservation, Executive Director's Report, 1984
20  1  Advisory Council on Historic Preservation, Final Environmental Impact Statement, response, 1983 November
21  2  Atlanta Regional Commission, Analysis of Proposed Amendments to the Regional Transportation Plan, 1982
21  3  Atlanta Regional Commission, Decatur Parkway, 1973 January
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Phyllis Schwartz, Presidential Parkway (Atlanta, Ga.) opposition files, circa 1980-1992

Manuscript Collection No. 738


23  8  State of Georgia Great Park Authority and Department of Transportation, *Great Park-Stone Mountain Corridor Street and Highway Improvement Study*, (includes notes by HNTB), 1981 January


23 10  United States Department of Interior, *Park Road Standards*, 1984 August 2

23 11  United States Department of Interior, *Presidential Parkway, (Atlanta, GA), project M-9152 (2) section 4(F) Environmental response*, 1972-1986

23 12  United States Department of Transportation, *Presidential Parkway (Atlanta, GA), project M-9152(2), section 4(F)*, addendum, 1985 December

23 13  United States Department of Transportation, *Presidential Parkway (Atlanta, GA), project M-9152(2), section 4(F)*, addendum, unknown annotations, 1985 December

23 14  United States Department of Transportation, *Presidential Parkway (Atlanta, GA), project M-9152 (2), section 4(F)*, determination, 25 April 1986

24  1  United States Department of Transportation, *Presidential Parkway (Atlanta, GA) project M-9152 (2) section 4(F)*, determination and addendum, 25 April 1986

24  2  United States Department of Transportation, *Presidential Parkway (Atlanta, GA) project M-9152(2) section 4(F)*, determination, 1986 April 25 [1 of 2]

24  3  United States Department of Transportation, *Presidential Parkway (Atlanta, GA) project M-9152(2) section 4(F)*, determination, 1986 April 25 [2 of 2]

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25  3  Unknown, *DeKalb Avenue Alternative Route Right-of-Way Acquisition*, undated

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25  7  Advisory Council on Historic Preservation, meeting transcript (binder), 1981 February 27 [1 of 3]

26  1  Advisory Council on Historic Preservation, meeting transcript (binder), 1981 February 27 [2 of 3]

26  2  Advisory Council on Historic Preservation, meeting transcript (binder), 1981 February 27 [3 of 3]


Phyllis Schwartz, Presidential Parkway (Atlanta, Ga.) opposition files, circa 1980-1992

26  OP3 - Architectural designs for bridges and roadways, 1977
26  6  Arrington, Marvin, 1983-1985 [1]
27  1  Arts Council of Druid Hills, 1968-1973
27  2  Atlanta City Council, meeting minutes, 1984-1985
27  3  Atlanta Regional Commission (ARC), 1982-1986 [1]
27  4  Atlanta Regional Commission (ARC), 1982-1986 [2]
27  5  Candler Park, 1984
27  6  Carter, Dan T., proposed resolution, 1985
28  1  Carter Presidential Library, comments on parkway issue importance, 1984
28  2  CAUTION, Inc, 1982-1985
28  3  Center for Public Resources legal program, undated
28  4  Committee on Governmental Affairs, undated
28  6  Cul-de-sac requirements, 1984
AV1 - "Cutting of Shady Side Park," R.N. McIntyre, 1985 February 4 [original: VHS]
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28  7  Davis, Benjamin O, list of alternatives, undated
28  8  DeKalb County opposition 1975-1983
28  9  DeKalb Resolution, 1985
28 10  Department of Transportation, United States and Georgia, 1982-1988 [1]
28 11  Department of Transportation, United States and Georgia, 1982-1988 [2]
28 12  Department of Transportation, United States and Georgia, 1982-1988 [3]
29  1  Department of Transportation, United States and Georgia, 1982-1988 [4]
29  2  "Dr. Gilbert S. Nicolson Qualifications Summary," undated
29  3  Druid Hills Civic Association 1981-1986
29  6  Fact sheets, undated
29  7  Federal Highway Administration Preliminary Case report, research and notes, 1983
29  8  Freedom of Information Act, undated
29  9  General Services Administration, Freedom of Information Act requests from Phyllis Schwartz, 1983
29 10  Georgia National Register Review Board, 1986
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Historic Preservation, 1983-1985
The Howard House on Copenhill, undated
Hubbert, Brad, 1982-1983
Jackson Hill, 1984
[Digital/digitized copy available in the Reading Room: id tkzpn]
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Maloof, Manuel, undated
Maps, the Access Road Plan, undated
Maps, Atlanta, 1984 [reproduction of an 1898 map]
Maps, Carter Center, 1983
Maps, Decatur Parkway Alternative, 1985
Maps, Edgewood intersection, 1984
Maps, Historic districts, 1973-1984
Maps, "Map of Atlanta as of 1938," Wilbur Kurtz, 1971 [reproduction]
Maps, MARBUT I and II, 1978 August
Maps, Martin Luther Kings, Jr. National Historic Site, undated
Maps, "Proposed Freeway Through Historic Districts," 1984 February
Maps, "Stranglehold on Metro Atlanta," 1971 Atlanta
Maps, plan sheets, the Presidential Park, proposed roads, bridges, and trails, 1982 June 18
Maps, plan sheets, Presidential Parkway Plan (M-9152), undated
Maps, plan sheets, Project STA 39 and 50, undated
Maps, plot maps, undated
Maps, "Proposed Presidential Parkway," undated
Maps, "A Scheme to Force a Freeway through a Unique and Historic Park," undated
MARTA, 1980-1984
Members of the Ethics Commission, 1984 Dec. 24
<p>| 31 | 11 | Midgette, Gordon, archaeological and historical sites at the entrance of the Presidential Parkway, 1986 |
| AV1 | - | Mike Malloy Show (WCNN), Tom Moreland call, 1986 February 11 [original: audiocassette] |
| 31 | 12 | Mike Malloy Show (WCNN), Tom Moreland call, transcript, 1986 February 11 |
| 31 | 13 | Moreland Avenue Termination Alternatives |
| 31 | 14 | National Register for Historic Places, 1981-1986 |
| 31 | 15 | Nature of administrative action, undated |
| 31 | 16 | No Intown Piggyback Coalition, (NIP), 1984 |
| 31 | 17 | Old Fourth Ward, 1984 |
| 31 | 18 | Olmsted Linear Parks, 1977-1985 [1] |
| 32 | 1 | Olmsted Linear Parks, 1977-1985 [3] |
| 32 | 2 | Peanut Brigade Celebration, 1986 |
| 32 | 3 | Petitions, in Response to Draft Environmental Impact Study, 1983 July |
| OP4 | - | Photographs, aerial, Atlanta regions (430, 432, 434), 1985 |
| 32 | 4 | Photographs, unidentified, undated |
| 32 | 5 | Poncey-Highland Neighborhood Association response draft, 1983 |
| 32 | 6 | Presidential Park Enabling act, 1983-1985 |
| 32 | 7 | Presidential Parkway land division, undated |
| 32 | 8 | Press release, &quot;Plan Set forth by Representatives,&quot; the Five Point plan, 1984 |
| 32 | 9 | Right of way cost estimates, photographs, undated |
| 32 | 10 | Presidential Parkway poll, undated |
| 32 | 11 | State Commission on the Condemnation of Public Property, meeting minutes, 1986-1988 |
| 32 | 12 | Sunshine Act meeting, 1984 |
| 32 | 13 | Sycamore Street historic district, 1985 |
| 32 | 14 | &quot;Tour through Historic Districts,&quot; 1984 |
| 33 | 1 | Traffic planning maps, 1982-1986 |
| 33 | 2 | Transcript, Jimmy Carter on WABE radio, undated |
| 33 | 3 | Engineering list of positions, undated |
| 33 | 4 | United States Department of Housing and Urban Development (HUD), 1983-1986 |
| 33 | 5 | United States Department of the Interior, 1986 |
| 33 | 6 | Writings, &quot;A New Grand Plan&quot;, 1985 |
| 33 | 7 | Writings, &quot;The Decision of the Decision Maker&quot;, 1986 |</p>
<table>
<thead>
<tr>
<th>33</th>
<th>8</th>
<th>Writings, &quot;Parkway Coverage: Journalism Misused&quot;, undated</th>
</tr>
</thead>
<tbody>
<tr>
<td>33</td>
<td>9</td>
<td>Writings, &quot;Pollution is a National Problem&quot;, undated</td>
</tr>
<tr>
<td>33</td>
<td>10</td>
<td>Writings, &quot;Quinn#s Packet&quot;, undated</td>
</tr>
<tr>
<td>33</td>
<td>12</td>
<td>Writings, &quot;Seven Myths about the Presidential Parkway&quot;, undated</td>
</tr>
<tr>
<td>33</td>
<td>13</td>
<td>Writings, &quot;Wanted 60 Letters&quot;, 1985</td>
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<tr>
<td>33</td>
<td>14</td>
<td>Writings, &quot;Why the Presidential Parkway is a Matter of Federal Interest&quot;, undated</td>
</tr>
<tr>
<td>33</td>
<td>15</td>
<td>Writings, &quot;Presidential Freeway: A Waster of Federal Dollars&quot;, undated</td>
</tr>
<tr>
<td>33</td>
<td>16</td>
<td>WSB-TV position paper, undated</td>
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<tr>
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<td>17</td>
<td>Young, Andrew, 1981-1983</td>
</tr>
</tbody>
</table>
Phyllis Schwartz, Presidential Parkway (Atlanta, Ga.) opposition files, circa 1980-1992

Manuscript Collection No. 738

Series 3
Printed materials, 1969-1992
Boxes 34-39

Scope and Content Note
This series includes newspaper clippings, photocopies of newspaper articles, and various other circulated printed materials from 1969-1992. The articles cover a range of topics including personal stories about neighborhoods coming together to oppose the parkway as well as news detailing the legal and legislative battles over the building of the parkway.

Arrangement Note
Arranged in chronological order.

Processing Note
Some of the printed materials were collected in binders; archivists kept items from a binder together during processing. If items were collected in a binder that is indicated in the container list.

<table>
<thead>
<tr>
<th>Box</th>
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<td>34</td>
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