

House Bill 760

By: Representative Bell of the 25<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend an Act incorporating the Town of Braselton in the County of Jackson, approved  
2 August 21, 1916 (Ga. L. 1916, p. 598), as amended, so as to provide for town council  
3 districts; to provide for elections; to provide for terms of the mayor and town  
4 councilmembers; to provide for submission of such districts to the U.S. Department of  
5 Justice; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act incorporating the Town of Braselton in the County of Jackson, approved August 21,  
9 1916 (Ga. L. 1916, p. 598), as amended, is amended by striking Section 4 in its entirety and  
10 inserting in lieu thereof a new Section 4 to read as follows:

11 "SECTION 4.

12 Council districts, elections, and terms of office.

13 (a) Council districts. For the purpose of electing town councilmembers, the Town of  
14 Braselton shall be divided into four voting districts, with one town councilmember elected  
15 from each district. The mayor shall be elected from the town at large. Consistent with the  
16 Municipal Home Rule Act of 1965, Code Section 36-35-1 et seq, of the O.C.G.A., the  
17 mayor and town council may amend the boundaries of such districts, once such districts  
18 are created.

19 (b)(1) The boundaries of District 1 shall be as follows:

20 Beginning at a point where the existing town limits intersect the centerline of State  
21 Highway 53 approximately 2000 feet north of the interchange of State Highway 53 and  
22 Interstate 85 and thence running southerly along the centerline of State Highway 53 to  
23 a point at which the town limits turn easterly; thence running easterly along the current  
24 town limits to a point at which the current town limits turn northerly; thence running  
25 northerly along the existing town limits to a point at which the existing town limits turn

1 easterly; thence running easterly along the existing town limits to a point at which the  
 2 existing town limits turn southerly; thence running southerly along the existing town  
 3 limits to a point at which the existing town limits turn westerly; thence running westerly  
 4 along the existing town limits to a point at which the existing town limits turn southerly;  
 5 thence running southerly along the existing town limits to the intersection of Zion Church  
 6 Road; thence running westerly along the centerline of Zion Church Road to its  
 7 intersection with Pinecrest Street; thence running southerly along the centerline of  
 8 Pinecrest Street to its intersection with Davis Street; thence running westerly along the  
 9 centerline of Davis Street to its intersection with State Highway 53 (Green Street); thence  
 10 running generally northerly to the interchange of State Highway 53 (Green Street) with  
 11 Interstate 85; thence running westerly along the centerline of Interstate 85 to its  
 12 intersection with the existing town limits at Jesse Cronin Road; thence running  
 13 northwesterly along the existing town limits to a point at which the existing town limits  
 14 turn northerly; thence running northerly to a point at which the existing town limits turn  
 15 easterly; thence running easterly along the existing town limits to a point which the  
 16 existing town limits turn southerly; thence running southerly along the existing town  
 17 limits to a point at which the existing town limits turn easterly; thence running easterly  
 18 along the existing town limits to a point at which the existing town limits turn northerly;  
 19 thence running northerly along the existing town limits to a point at which the existing  
 20 town limits turn southeasterly; thence running southeasterly along the existing town  
 21 limits to a point at which the existing town limits turn easterly; thence running easterly  
 22 along the existing town limits to a point at which the existing town limits turn northerly;  
 23 thence running northerly along the existing town limits to a point at which the existing  
 24 town limits turn northeasterly; thence running northeasterly along the existing town limits  
 25 to a point at which the existing town limits turn easterly; thence running easterly along  
 26 the existing town limits to a point at which the existing town limits turn northeasterly;  
 27 thence running northeasterly along the existing town limits to the intersection of the  
 28 existing town limits with Ednaville Road; thence running easterly along the centerline of  
 29 Ednaville Road to a point at which the existing town limits turn southerly; thence running  
 30 southerly along the existing town limits to a point at which the existing town limits turn  
 31 easterly; thence running easterly along the existing town limits to a point at which the  
 32 existing town limits intersect State Highway 53 at the point of beginning.

33 (2) The boundaries of District 2 shall be as follows:

34 Beginning at a point at the intersection of the centerlines of Davis Street and State  
 35 Highway 53 (Green Street) and thence running southerly along the centerline of State  
 36 Highway 53 (Green Street) to its intersection with the existing town limits: thence  
 37 running easterly along the existing town limits to a point at which the existing town limits

1 turn northerly; thence running northerly along the existing town limits to the intersection  
2 of the existing town limits with Davis Street, at which point the existing town limits turn  
3 easterly; thence running easterly along the existing town limits in the centerline of Davis  
4 Street to a point at which the existing town limits turn northerly; thence running northerly  
5 along the existing town limits to a point at which the existing town limits turn easterly;  
6 thence running easterly along the existing town limits to a point at which the existing  
7 town limits turn northeasterly; thence running northeasterly along the existing town limits  
8 to a point at which the existing town limits turn westerly; thence running westerly along  
9 the existing town limits to a point at which the existing town limits turn southerly; thence  
10 running southerly along the existing town limits to the intersection of the existing town  
11 limits with Zion Church Road; thence running westerly along the centerline of the Zion  
12 Church Road to its intersection with Pinecrest Street; thence running southerly along the  
13 centerline of Pinecrest Street to its intersection with Davis Street; thence running westerly  
14 along the centerline of Davis Street to its intersection with State Highway 53 (Green  
15 Street) at the point of beginning.

16 (3) The boundaries of District 3 shall be as follows:

17 Beginning at a point where the centerline of State Highway 53 (Green Street) crosses the  
18 centerline of Interstate 85 and thence running southerly along the centerline of State  
19 Highway 53 (Green Street) to its intersection with the existing town limits at Henry  
20 Street; running thence westerly along the existing town limits in the centerline of Henry  
21 Street to a point at which the existing town limits turn southerly; thence running southerly  
22 along the existing town limits to a point at which the existing town limits turn westerly;  
23 thence running westerly along the existing town limits to a point at which the existing  
24 town limits turn southwesterly; thence running in an arc southwesterly to the intersection  
25 of the existing town limits and Josh Pirkle Road; thence running southwesterly along the  
26 centerline of Josh Pirkle Road to a point at which the existing town limits turn  
27 northwesterly and leave the right of way of Josh Pirkle Road; thence running  
28 northwesterly along the existing town limits to a point at which the existing town limits  
29 turn southwesterly; thence running southwesterly along the existing town limits to the  
30 intersection of the existing town limits and Josh Pirkle Road; thence running northerly  
31 along the centerline of Josh Pirkle road to its intersection with the southern property line  
32 of the property located at the southeast corner of the intersection of Josh Pirkle Road and  
33 SR 124; thence running northeasterly along the southern boundary of said property to a  
34 point at which the property line turns northerly; thence running northerly along the  
35 boundary of said property to its intersection with State Route 124; thence running easterly  
36 along the centerline of State Highway 124 to its intersection with an unnamed road shown  
37 bisecting tax parcel 2C on the Braselton tax map; thence running northwesterly along the

1 centerline of such unnamed road to its intersection with the existing town limits adjacent  
2 to the southern right of way of Interstate 85; thence running easterly along the Interstate  
3 85 right of way to its intersection with the centerline of State Highway 53 (Green Street)  
4 at the point of beginning.

5 (4) The boundaries of District 4 shall be as follows:

6 Beginning at a point at the intersection of an unnamed road bisecting tax parcel 2C on the  
7 Braselton tax map and the existing town limits along the southern right of way of  
8 Interstate 85 and thence running southerly along the centerline of said unnamed road to  
9 its intersection with State Highway 124; thence running westerly along the centerline of  
10 State Highway 124 to its intersection with the eastern property line of the property  
11 located at the southeast corner of the intersection of State Route 124 and Josh Pirkle  
12 Road; thence running southerly along the eastern boundary of said property to a point at  
13 which the property line turns southwesterly; thence running southwesterly along the  
14 boundary of said property to the centerline of Josh Pirkle Road; thence running southerly  
15 along the centerline of Josh Pirkle Road to its intersection with the existing town limits;  
16 thence running southwesterly along the existing town limits to a point at which the  
17 existing town limits turn westerly; thence running westerly along the existing town limits  
18 to a point at which the existing town limits turn northwesterly; thence running  
19 northwesterly along the existing town limits to a point at which the existing town limits  
20 turn southwesterly; thence running southwesterly along the existing town limits to the  
21 intersection of the existing town limits with State Highway 211; thence running northerly  
22 along the existing town limits in the centerline of State Highway 211 to the intersection  
23 of State Highway 211 with State Highway 124; thence running northeasterly along the  
24 existing town limits in the centerline of State Highway 124 to a point at which the  
25 existing town limits turn northeasterly; thence running northeasterly along the existing  
26 town limits to a point at which the existing town limits turn northerly; thence running  
27 northerly along the existing town limits to a point at which the existing town limits turn  
28 northwesterly; thence running northwesterly along the existing town limits to a point at  
29 which the existing town limits turn westerly; thence running westerly along the existing  
30 town limits, crossing the right of way of State Highway 211, to a point at which the  
31 existing town limits turn southerly; thence running southerly along the existing town  
32 limits to a point at which the existing town limits turn southwesterly; thence running  
33 southwesterly along the existing town limits to a point at which the existing town limits  
34 turn southerly; thence running southerly along the existing town limits, crossing the right  
35 of way of Interstate 85, to a point at which the existing town limits turn southeasterly;  
36 thence running southeasterly along the existing town limits to a point at which the  
37 existing town limits turn southerly; thence running southerly along the existing town

1 limits to a point at which the existing town limits turn southeasterly; thence running  
2 southeasterly along the existing town limits to a point at which the existing town limits  
3 turn easterly; thence running easterly along the existing town limits to a point at which  
4 the existing town limits turn southerly; thence running southerly along the existing town  
5 limits to a point at which the existing town limits turn westerly; thence running westerly  
6 along the existing town limits to a point at which the existing town limits turn southerly;  
7 thence running southerly; thence running southerly along the existing town limits to a  
8 point at which the existing town limits turn westerly; thence running westerly and  
9 northwesterly along the existing town limits to a point at which the existing town limits  
10 cross Interstate 85 and turn southwesterly adjacent to the northern right of way of  
11 Interstate 85; thence running southwesterly along the existing town limits adjacent to the  
12 northern right of way of Interstate 85 to a point at which the existing town limits turn  
13 northerly; thence running northerly along the existing town limits to a point at which the  
14 existing town limits turn northeasterly; thence running northeasterly along the existing  
15 town limits to a point at which the existing town limits turn northwesterly; thence running  
16 northwesterly along the existing town limits to a point at which the existing town limits  
17 turn northerly; thence running northerly along the existing town limits to a point at which  
18 the existing town limits turn northeasterly; thence running northeasterly along the  
19 existing town limits to a point at which the existing town limits turn northerly; thence  
20 running northerly along the existing town limits to a point at which the existing town  
21 limits turn westerly; thence running westerly along the existing town limits to a point at  
22 which the existing town limits turn southeasterly; thence running southeasterly along the  
23 existing town limits to a point at which the existing town limits turn southwesterly;  
24 thence running southwesterly along the existing town limits to a point at which the  
25 existing town limits turn westerly; thence running westerly along the existing town limits  
26 to a point at which the existing town limits turn northwesterly; thence running  
27 northwesterly along the existing town limits to a point at which the existing town limits  
28 turn southwesterly; thence running southwesterly along the existing town limits to a point  
29 at which the existing town limits turn westerly adjacent to the northern right of way of  
30 Interstate 85; thence running westerly along the existing town limits adjacent to such  
31 right of way to a point at which the existing town limits turn northeasterly; thence  
32 running northeasterly along the existing town limits to a point at which the existing town  
33 limits turn northerly; thence running northerly along the existing town limits to a point  
34 at which the existing town limits turn easterly; thence running easterly along the existing  
35 town limits to a point at which the existing town limits turn northwesterly; thence running  
36 northwesterly along the existing town limits to a point at which the existing town limits  
37 turn westerly; thence running westerly along the existing town limits to a point at which

1 the existing town limits turn northeasterly; thence running northeasterly along the  
2 existing town limits to a point at which the existing town limits turn northerly; thence  
3 running northerly along the existing town limits to a point at which the existing town  
4 limits turn northwesterly; thence running northwesterly along the existing town limits to  
5 a point at which the existing town limits turn southwesterly; thence running southwesterly  
6 along the existing town limits to the intersection of the existing town limits with Spout  
7 Springs Road; thence running north and northwesterly along the existing town limits in  
8 the centerline of Spout Springs Road to the point at which Spout Springs Road crosses  
9 Duncan Creek Road; thence running northeasterly along the existing town limits in the  
10 centerline of Duncan Creek Road to a point at which existing the town limits turn  
11 northerly and leave the right of way of Duncan Creek Road; thence running northerly  
12 along the existing town limits to the intersection of the existing town limits with  
13 Thompsons Mill Road; thence running easterly and northeasterly along the existing town  
14 limits in the centerline of Thompsons Mill Road to a point at which the existing town  
15 limits turn southeasterly and leave the right of way of Thompsons Mill Road; thence  
16 running southeasterly along the existing town limits to a point at which the existing town  
17 limits turn northeasterly; thence running northeasterly along the existing town limits to  
18 a point at which the existing town limits turn northwesterly; thence running northwesterly  
19 along the existing town limits to a point at which the existing town limits turn  
20 northeasterly; thence running northeasterly along the existing town limits to a point at  
21 which the existing town limits turn southeasterly; thence running southeasterly along the  
22 existing town limits to a point at which the existing town limits turn northerly; thence  
23 running northerly along the existing town limits to the intersection of the existing town  
24 limits with Thompsons Mill Road; thence running easterly along the existing town limits  
25 in the centerline of Thompsons Mill Road to a point at which the existing town limits turn  
26 southerly and leave the Thompsons Mill Road right of way; thence running southerly  
27 along the existing town limits to a point at which the existing town limits turn easterly;  
28 thence running easterly along the existing town limits to a point at which the existing  
29 town limits turn southeasterly; thence running southeasterly along the existing town  
30 limits to a point at which the existing town limits turn northerly; thence running northerly  
31 along the existing town limits to the intersection of the existing town limits with  
32 Thompsons Mill Road, at which point the existing town limits turn easterly; thence  
33 running easterly along the existing town limits in the centerline of Thompsons Mill Road  
34 to a point at which the existing town limits turn southeasterly and leave the Thompsons  
35 Mill Road right of way; thence running southeasterly along the existing town limits to a  
36 point at which the existing town limits turn easterly; thence running easterly along the  
37 existing town limits to a point at which the existing town limits turn northwesterly; thence

1 running northwesterly along the existing town limits to the intersection of the existing  
2 town limits and Thompsons Mill Road, at which point the existing town limits turn  
3 easterly; thence running easterly along the existing town limits in the centerline of  
4 Thompsons Mill Road to a point at which the existing town limits turn southeasterly and  
5 leave the Thompsons Mill Road right of way; thence running southeasterly along the  
6 existing town limits to a point at which the existing town limits turn northeasterly; thence  
7 running northeasterly along the existing town limits to a point at which the existing town  
8 limits turn northwesterly; thence running northwesterly along the existing town limits to  
9 the intersection of the existing town limits with Thompsons Mill Road; thence running  
10 northeasterly along the existing town limits in the centerline of Thompsons Mill Road to  
11 its intersection with State Highway 211; thence running northerly along the centerline of  
12 State Highway 211 to its intersection with the Mulberry River, at which point the existing  
13 town limits turn easterly; thence running easterly along the existing town limits in the  
14 centerline of the Mulberry River until the existing town limits turn southwesterly and  
15 leave the river; thence running southwesterly along the existing town limits to the  
16 intersection of the existing town limits with State Highway 211; thence running  
17 southeasterly along the existing town limits in the centerline of State Highway 211 to its  
18 intersection with Liberty Church Road; thence running easterly along the existing town  
19 limits in the centerline of Liberty Church Road to its crossing of the Mulberry River; at  
20 which point the existing town limits turn south and run concurrently with the center of  
21 the Mulberry River; thence running in the direction of flow of the Mulberry River along  
22 the existing town limits running concurrently with the Mulberry River to a point at which  
23 the existing town limits leave the Mulberry River and turn northeasterly; thence running  
24 northeasterly along the existing town limits to a point at which the existing town limits  
25 turn easterly; thence running easterly along the existing town limits to a point at which  
26 the existing town limits turn northerly; thence running northerly along the existing town  
27 limits to their intersection with Liberty Church Road at which point the existing town  
28 limits turn easterly; thence running easterly along the existing town limits in the  
29 centerline of Liberty Church Road to a point at which the existing town limits turn  
30 southerly; thence running southerly along the existing town limits to a point at which the  
31 existing town limits turn westerly; thence running westerly along the existing town limits  
32 to a point at which the existing town limits turn southerly; thence running southerly along  
33 the existing town limits to a point at which the existing town limits turn southwesterly;  
34 thence running southwesterly along the existing town limits to a point at which the  
35 existing town limits intersect with the Mulberry River near the point of confluence of the  
36 Mulberry River and Duncan Creek; thence crossing the Mulberry River and running  
37 along the existing town limits coincident with the northern bank of Duncan Creek to a

1 point at which the existing town limits turn southwesterly and away from Duncan Creek;  
2 thence running southwesterly along the existing town limits to their intersection with  
3 State Highway 211, at which point the existing town limits turn northerly; thence  
4 northerly along the existing town limits in the centerline of State Highway 211 to a point  
5 at which the existing town limits turn southwesterly and leave the State Highway 211  
6 right of way; thence running southwesterly along the existing town limits to a point at  
7 which the existing town limits turn westerly; thence running westerly along the existing  
8 town limits to a point at which the existing town limits turn northwesterly; thence running  
9 northwesterly along the existing town limits to a point at which the existing town limits  
10 turn southeasterly; thence running southeasterly along the existing town limits to a point  
11 at which the existing town limits turn southerly; thence running southerly along the  
12 existing town limits to a point at which the existing town limits turn easterly; thence  
13 running easterly, crossing the right of way of State Highway 211, to a point at which the  
14 existing town limits turn northeasterly; thence running northeasterly along the existing  
15 town limits to a point at which the existing town limits turn southeasterly; thence running  
16 southeasterly along the existing town limits to a point at which the existing town limits  
17 turn northeasterly; thence running northeasterly along the existing town limits to a point  
18 at which the existing town limits turn southeasterly; thence running southeasterly along  
19 the existing town limits to a point at which the existing town limits turn northeasterly;  
20 thence running northeasterly along the existing town limits to a point at which the  
21 existing town limits turn easterly; thence running easterly along the existing town limits  
22 to their intersection with the Mulberry River at which the existing town limits turn  
23 southerly in the direction of the flow of the Mulberry River; thence southerly along the  
24 existing town limits in the center of the Mulberry River to a point at which the existing  
25 town limits leave the center of the Mulberry River and turn southwesterly; thence running  
26 southwesterly along the existing town limits to a point at which the existing town limits  
27 turn southerly; thence running southerly along the existing town limits to the intersection  
28 of the existing town limits with the southern right of way of Interstate 85; thence running  
29 northeasterly along the existing town limits adjacent to the southern right of way of  
30 Interstate 85 to the point of beginning.

31 (c) Elections. The election of the mayor and town councilmembers shall be decided by  
32 a majority of votes cast. In the event no candidate receives a majority of the votes cast for  
33 a particular office, a run-off election shall be held as provided by law between the two  
34 candidates receiving the highest number of votes for such office. The candidate receiving  
35 a majority of the votes cast in such run-off election shall be declared the winner. Only a  
36 resident of a particular council district may qualify for election from such district, and each  
37 town councilmember shall reside in the district from which he or she was elected during

1 his or her term of office. The mayor shall be a resident of the Town of Braselton. Any  
2 town councilmember who moves his or her residence from the district from which he or  
3 she was elected shall be deemed to have vacated his or her office. There shall be no  
4 primary elections for mayor and town councilmembers in the Town of Braselton and  
5 elections for mayor and town councilmembers shall be nonpartisan.

6 (d) Terms of office. The mayor and all town councilmembers in office on the effective  
7 date of this Act shall remain in office until the mayor and town councilmembers elected  
8 in a general election to be held on November 6, 2001, take office as provided in this Act.  
9 Thereafter, all town councilmembers shall serve a term of four years, with the exception  
10 of those town councilmembers representing Council Districts 1 and 3 elected pursuant to  
11 the general election held on November 6, 2001, who shall serve a term of two years. The  
12 mayor shall serve a term of four years."

13 **SECTION 2.**

14 It shall be the duty of the attorney for the Town of Braselton to submit this Act to the U.S.  
15 Department of Justice for approval under the Voting Rights Act of 1965.

16 **SECTION 3.**

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