

House Resolution 144

By: Representative Stephens of the 123rd

A RESOLUTION

1 Proposing an amendment to the Constitution so as to allow the owners of certain real
2 property located in certain industrial areas or portions thereof to remove the property from
3 the industrial area; to provide that such removal shall be irrevocable and binding on
4 successors and heirs; to provide for the submission of this amendment for ratification or
5 rejection; and for other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

7
8 Article XI, Section I, Paragraph IV of the Constitution is amended by adding at the end
9 thereof a new subparagraph (f) to read as follows:

10 "(f) Any person owning property in an industrial area described in subparagraph (d) may
11 voluntarily remove the property from the industrial area by filing a certificate to that effect
12 with the clerk of the superior court of the county in which the property is located. Once
13 the certificate is filed, the property described in the certificate, together with all public
14 streets and public rights of way within the property, abutting the property, or connecting
15 the property to property outside the industrial area will no longer be in the industrial area
16 and may be annexed by an adjacent city. The filing of a certificate will be irrevocable and
17 will bind the owners, their heirs, and their assigns. As used in this subparagraph, the term
18 'owner' includes anyone with a legal or equitable ownership in property but does not
19 include a beneficiary of any trust or a partner in any partnership owning an interest in the
20 property or anyone owning an easement right in the property."

SECTION 2.

21
22 The above proposed amendment to the Constitution shall be published and submitted as
23 provided in Article X, Section I, Paragraph II of the Constitution. The ballot submitting the
24 above proposed amendment shall have written or printed thereon the following:

1 "() YES Shall the Constitution be amended so as to allow the owner of
property located within a constitutional industrial area to voluntarily

2 () NO remove the property from the industrial area?"

3 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."

4 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If

5 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall

6 become a part of the Constitution of this state.