

House Bill 840 (AS PASSED HOUSE AND SENATE)

By: Representatives Benfield of the 56th, Post 1, Mobley of the 58th, Oliver of the 56th, Post 2, Henson of the 55th, and Drenner of the 57th

A BILL TO BE ENTITLED
AN ACT

1 To authorize the City of Avondale Estates to exercise all redevelopment and other powers
2 under Article IX, Section II, Paragraph VII of the Constitution and Chapter 44 of Title 36 of
3 the O.C.G.A., the "Redevelopment Powers Law," as amended; to provide for a referendum;
4 to provide effective dates; to provide for automatic repeal under certain circumstances; to
5 repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 The City of Avondale Estates shall be and is authorized to exercise all redevelopment and
9 other powers under Chapter 44 of Title 36 of the O.C.G.A., the "Redevelopment Powers
10 Law," as amended. The intention of this Act is to authorize the City of Avondale Estates
11 to undertake and carry out community redevelopment, to create tax allocation districts, to
12 issue tax allocation bonds, and to incur other obligations within the meaning of and as fully
13 permitted under the provisions of Article IX, Section II, Paragraph VII of the Constitution
14 of the State of Georgia of 1983, as amended, and to authorize the City of Avondale Estates
15 to exercise redevelopment powers as fully as the "Redevelopment Powers Law" may now
16 or hereafter permit, and not to limit any redevelopment powers permitted under the
17 "Redevelopment Powers Law."

18 **SECTION 2.**

19 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election
20 superintendent of the City of Avondale Estates shall call and conduct an election as provided
21 in this section for the purpose of submitting this Act to the electors of the City of Avondale
22 Estates for approval or rejection. The election superintendent shall conduct that election on
23 the Tuesday after the first Monday in November 2003, and shall issue the call and conduct
24 that election as provided by general law. The superintendent shall cause the date and purpose
25 of the election to be published once a week for two weeks immediately preceding the date

1 thereof in the official organ of DeKalb County. The ballot shall have written or printed
2 thereon the words:

3 "() YES Shall the Act be approved which authorizes Avondale Estates to exercise
4 redevelopment powers under the 'Redevelopment Powers Law,' as it may
5 () NO be amended from time to time?"

6 All persons desiring to vote for approval of the Act shall vote "Yes," and those persons
7 desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes
8 cast on such question are for approval of the Act, then Section 1 of this Act shall become of
9 full force and effect immediately. If Section 1 of this Act is not so approved or if the election
10 is not conducted as provided in this section, Section 1 of this Act shall not become effective
11 and this Act shall be automatically repealed on the first day of January immediately
12 following that election date. It shall be the election superintendent's duty to certify the result
13 thereof to the Secretary of State.

14 **SECTION 3.**

15 Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon
16 its approval by the Governor or upon its becoming law without such approval.

17 **SECTION 4.**

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