

House Bill 736

By: Representatives Byrd of the 20<sup>th</sup>, Hill of the 21<sup>st</sup>, Scheid of the 22<sup>nd</sup>, and Murphy of the 23<sup>rd</sup>

A BILL TO BE ENTITLED  
AN ACT

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

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

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

17 **SECTION 2.**

18 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the municipal  
19 election superintendent of the City of Canton shall call and conduct an election as provided  
20 in this section for the purpose of submitting this Act to the electors of the City of Canton for  
21 approval or rejection. The municipal election superintendent shall conduct that election on  
22 the Tuesday after the first Monday in November, 2005, and shall issue the call and conduct  
23 that election as provided by general law. The municipal election superintendent shall cause  
24 the date and purpose of the election to be published once a week for two weeks immediately

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

3 "( ) YES Shall the Act be approved which authorizes Canton 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 all persons desiring  
7 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on  
8 such question are for approval of the Act, then Section 1 of this Act shall become of full  
9 force and effect immediately. If Section 1 of this Act is not so approved or if the election is  
10 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. The expense of such election shall be borne by the City of  
13 Canton. It shall be the election superintendent's duty to certify the result thereof to the  
14 Secretary of State.

15 **SECTION 3.**

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

18 **SECTION 4.**

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