

Senate Resolution 1282

By: Senator Balfour of the 9th

### A RESOLUTION

- 1 Creating the Senate Annexation Study Committee; and for other purposes.
- 2 WHEREAS, the adjustment of municipal boundaries through annexation continues to be a  
3 point of contention between counties and municipalities; and
- 4 WHEREAS, annexation may be appropriate in some instances and inappropriate in other  
5 circumstances but current law does not specify when annexation is or is not appropriate; and
- 6 WHEREAS, annexation laws were first written in the 1960's and 1970's prior to the 1976  
7 constitutional amendment that granted counties that same power to provide services that  
8 municipalities provide; and
- 9 WHEREAS, in urban and urbanizing counties, where counties provide urban-type services  
10 in addition to traditional county services, the potential for problems and conflicts resulting  
11 from annexation related to land use, revenue and service delivery increases significantly; and
- 12 WHEREAS, under current law, municipalities have unilateral power to decide whether or  
13 not to annex property proposed for annexation; and
- 14 WHEREAS, municipalities are not required by law to accommodate any negative impacts  
15 from annexation on counties or unincorporated citizens; and
- 16 WHEREAS, there is a clear need to review current annexation law and consider ways of  
17 addressing negative impacts of annexation on other governmental entities including school  
18 districts and citizens balanced against the benefit of annexation to municipalities.
- 19 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE that there is created the Senate  
20 Annexation Study Committee to be composed of 11 members. The Senate Committee on  
21 Assignments shall appoint five members of the Senate as members of the committee and

1 shall designate one of such members as chairperson. In addition to legislative members, the  
2 study committee shall also include three representatives from the Association County  
3 Commissioners of Georgia and three representatives from the Georgia Municipal Association  
4 all of whom shall be appointed by the presidents, directors, or commissioners of their  
5 respective organizations. The chairperson shall call all meetings of the committee.

6 BE IT FURTHER RESOLVED that the committee shall undertake a study of the conditions,  
7 needs, issues, and problems mentioned above or related thereto and recommend any actions  
8 or legislation which the committee deems necessary or appropriate. The committee may  
9 conduct such meetings at such places and at such times as it may deem necessary or  
10 convenient to enable it to exercise fully and effectively its powers, perform its duties, and  
11 accomplish the objective and purpose of this resolution. The legislative members of the  
12 committee shall receive the allowances provided for in Code Section 28-1-8 of the Official  
13 Code of Georgia Annotated. Except as otherwise provided in this resolution, all funds  
14 necessary to carry out the provisions of this resolution shall come from funds appropriated  
15 to the Senate. The expenses and allowances authorized by this resolution shall not be  
16 received by any member of the committee for more than five days unless additional days are  
17 authorized. In the event the committee makes a report of its findings and recommendations,  
18 with suggestions for proposed legislation, if any, such report shall be made on or before  
19 December 1, 2006. The committee shall stand abolished on December 31, 2006.