

House Resolution 241

By: Representative Geisinger of the 48th

A RESOLUTION

1 Proposing an amendment to the Constitution so as to provide that the General Assembly may
 2 provide by law authorization for municipalities to exercise the power of zoning and the
 3 regulation of land use and development for a distance of three miles outside the boundaries
 4 of such municipalities over unincorporated areas; to provide for the submission of this
 5 amendment for ratification or rejection; and for other purposes.

6 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 SECTION 1.

8 Article IX, Section II of the Constitution is amended by striking Paragraph IV and inserting
 9 in lieu thereof a new Paragraph IV to read as follows:

10 "Paragraph IV. *Planning and zoning.* The governing authority of each county and of
 11 each municipality may adopt plans and may exercise the power of zoning. This
 12 authorization shall not prohibit the General Assembly from enacting general laws
 13 establishing procedures for the exercise of such power. In addition, the General Assembly
 14 may by law authorize municipalities to exercise the power of zoning and the regulation of
 15 land use and development over unincorporated areas outside the boundaries of such
 16 municipalities for a distance of three miles outside such boundaries."

17 SECTION 2.

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

21 "() YES Shall the Constitution of Georgia be amended so as to authorize the
 22 () NO General Assembly by law to authorize municipalities to exercise the power
 23 of zoning and the regulation of land use and development over
 24 unincorporated areas outside the boundaries of such municipalities for a
 25 distance of three miles from such boundaries?"

- 1 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."
- 2 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If
- 3 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall
- 4 become a part of the Constitution of this state.