

House Bill 312 (AS PASSED HOUSE AND SENATE)

By: Representatives Benton of the 31<sup>st</sup>, England of the 108<sup>th</sup>, Sheldon of the 105<sup>th</sup>, and Mills of the 25<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To authorize the Town of Braselton to exercise all redevelopment and other powers under  
2 Article 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 Town of Braselton shall be and is authorized to exercise all redevelopment and other  
9 powers 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 Town of Braselton to undertake and  
11 carry out community redevelopment, to create tax allocation districts, to issue tax allocation  
12 bonds, 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 Town of Braselton to exercise  
15 redevelopment powers as fully as the "Redevelopment Powers Law" may now or hereafter  
16 permit and not to limit any redevelopment powers permitted under the "Redevelopment  
17 Powers Law."

18 **SECTION 2.**

19 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election  
20 superintendent of the Town of Braselton shall call and conduct an election as provided in this  
21 section for the purpose of submitting this Act to the electors of the Town of Braselton for  
22 approval or rejection. The election superintendent shall conduct that election on a date  
23 allowed under Georgia law as determined by the governing authority and as provided under  
24 Code Section 21-2-540 of the O.C.G.A., and shall issue the call and conduct that election as  
25 provided by general law. The election superintendent shall cause the date and purpose of the

1 election to be published once a week for two weeks immediately preceding the date thereof  
 2 in the official organ of the Town of Braselton. The ballot shall have written or printed  
 3 thereon the words:

4 "( ) YES Shall the Act be approved which authorizes the Town of Braselton to  
 5 exercise redevelopment powers under the 'Redevelopment Powers Law,' as  
 6 ( ) NO it may be amended from time to time, in furtherance of revitalizing and  
 7 redeveloping certain areas within the corporate limits of the Town of  
 8 Braselton?"

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

18 **SECTION 3.**

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

21 **SECTION 4.**

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