

House Bill 1488 (AS PASSED HOUSE AND SENATE)

By: Representative Drenner of the 86th

A BILL TO BE ENTITLED
AN ACT

1 To authorize the City of Clarkston 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 City of Clarkston 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 City of Clarkston 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 City of Clarkston 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 municipal
20 election superintendent of the City of Clarkston 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 Clarkston
22 for approval or rejection. The municipal election superintendent shall conduct that election
23 on the date of November, 2008, state-wide general election and shall issue the call and
24 conduct that election as provided by general law. The municipal election superintendent
25 shall cause the date and purpose of the election to be published once a week for two weeks

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

3 "() YES Shall the Act be approved which authorizes Clarkston 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 Clarkston. It shall be the municipal election superintendent's duty to certify the result
14 thereof to the 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.