

House Bill 1349 (AS PASSED HOUSE AND SENATE)

By: Representatives Geisinger of the 48<sup>th</sup>, Willard of the 49<sup>th</sup>, Martin of the 47<sup>th</sup>, and Jones of the 46<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To authorize the City of Roswell to exercise all redevelopment and other powers under  
2 Article IX, Section II, Paragraph VII 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 Roswell 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 Roswell 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 of the Constitution of the State of Georgia  
14 of 1983, as amended, and to authorize the City of Roswell to exercise redevelopment powers  
15 as fully as the "Redevelopment Powers Law" may now or hereafter permit and not to limit  
16 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 election  
19 superintendent of the City of Roswell shall call and conduct a special election as provided  
20 in this section for the purpose of submitting this Act to the electors of the City of Roswell for  
21 approval or rejection. The election superintendent shall conduct that election on any  
22 permissible referendum date after the effective date of this Act but not later than the date of  
23 the 2011 state-wide general election and shall issue the call and conduct that election as  
24 provided by general law. The election superintendent shall cause the date and purpose of the  
25 election to be published once a week for two weeks immediately preceding the date thereof

26 in the official organ of Fulton County. The ballot shall have written or printed thereon the  
27 words:

28 "( ) YES Shall the Act be approved which authorizes the City of Roswell to exercise  
29 redevelopment powers under the 'Redevelopment Powers Law,' as it may  
30 ( ) NO be amended from time to time?"

31 All persons desiring to vote for approval of the Act shall vote "Yes," and all persons desiring  
32 to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on  
33 such question are for approval of the Act, then Section 1 of this Act shall become of full  
34 force and effect immediately. If Section 1 of this Act is not so approved or if the election is  
35 not conducted as provided in this section, Section 1 of this Act shall not become effective  
36 and this Act shall be automatically repealed on the first day of January following such  
37 election date. The expense of such election shall be borne by the City of Roswell. It shall  
38 be the municipal election superintendent's duty to certify the result thereof to the Secretary  
39 of State.

40 **SECTION 3.**

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

43 **SECTION 4.**

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