

## House Resolution 136

By: Representatives Bryant of the 160<sup>th</sup>, Stephens of the 161<sup>st</sup>, Gordon of the 162<sup>nd</sup>, and Stephens of the 164<sup>th</sup>

## A RESOLUTION

1 Proposing an amendment to the Constitution so as to allow the owners of real property  
2 located in industrial areas to remove the property from the industrial area; to provide for the  
3 submission of this amendment for ratification or rejection; and for other purposes.

4 BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA:

## 5 SECTION 1.

6 Article XI, Section I, Paragraph IV of the Constitution is amended by revising subparagraph  
7 (e) as follows:

8 "(e) Any person owning property in an industrial area described in subparagraph (d) of  
9 this Paragraph may voluntarily remove the property from the industrial area by filing a  
10 certificate to that effect with the clerk of the superior court for the county in which the  
11 property is located, ~~but only if the property is located on an island~~. Once the certificate  
12 is filed, the property described in the certificate, together with all public streets and public  
13 rights of way within the property, abutting the property, or connecting the property to  
14 property outside the industrial area, will shall no longer be in the industrial area and may  
15 be annexed by an adjacent city. The filing of a certificate ~~will shall~~ be irrevocable and  
16 will shall bind the owners, their heirs, and their assigns. The term 'owner' includes  
17 anyone with a legal or equitable ownership in property but does not include a beneficiary  
18 of any trust or a partner in any partnership owning an interest in the property or anyone  
19 owning an easement right in the property."

## 20 SECTION 2.

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

24 "( ) YES Shall the Constitution of Georgia be amended so as to allow the owners of  
25 real property located in industrial areas to remove the property from the  
26 ( ) NO industrial area?"

27 All persons desiring to vote in favor of ratifying the proposed amendment shall vote "Yes."  
28 All persons desiring to vote against ratifying the proposed amendment shall vote "No." If  
29 such amendment shall be ratified as provided in said Paragraph of the Constitution, it shall  
30 become a part of the Constitution of this state.