

Senate Bill 279

By: Senators Adelman of the 42nd, Jones of the 10th, Thompson of the 5th, Butler of the 55th, Henson of the 41st and others

AS PASSED SENATE

**A BILL TO BE ENTITLED
AN ACT**

1 To authorize the City of Decatur 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 Decatur 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 Decatur 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(b) of the Constitution of the State of
14 Georgia of 1983, as amended, and to authorize the City of Decatur to exercise redevelopment
15 powers as fully as the "Redevelopment Powers Law" may now or hereafter permit and not
16 to limit 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 municipal
19 election superintendent of the City of Decatur shall call and conduct an election as provided
20 in this section for the purpose of submitting this Act to the electors of the City of Decatur for
21 approval or rejection. The municipal election superintendent shall conduct that election on
22 any permissible referendum date under Code Section 21-2-540 of the O.C.G.A., but not later
23 than the 2010 November general election, and shall issue the call and conduct that election
24 as provided by general law. The municipal election superintendent shall cause the date and
25 purpose of the election to be published once a week for two weeks immediately preceding

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

28 "() YES Shall the Act be approved which authorizes the City of Decatur 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 immediately
37 following that election date. The expense of such election shall be borne by the City of
38 Decatur. It shall be the municipal election superintendent's duty to certify the result thereof
39 to the Secretary 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.