

House Bill 1122

By: Representatives Millar of the 79th, Chambers of the 81st, Jacobs of the 80th, Mitchell of the 88th, Henson of the 87th, and others

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act creating a new charter for the City of Chamblee, approved March 28, 1935
 2 (Ga. L. 1935, p. 944), as amended, so as to change the corporate limits of the city; to provide
 3 for a referendum; to provide for related matters; to provide for automatic repeal and a
 4 contingent effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 An Act creating a new charter for the City of Chamblee, approved March 28, 1935
 8 (Ga. L. 1935, p. 944), as amended, is amended by annexing to the existing corporate limits
 9 of the City of Chamblee the following described territory:

10 Beginning on the northerly side of Peachtree Road at the point where the present
 11 northeastern portion of the original circular corporate limit line of the City intersects the
 12 northerly side of Peachtree Road, being the same point where the existing corporate limit
 13 line becomes a straight line and proceeds in an easterly direction along the northerly side
 14 of Peachtree Road, thence easterly along said existing corporate limit line to a point where
 15 said corporate limit line intersects Land Lot Line 309-310; thence northerly along Land
 16 Lot Line 309-310 to a point, said point being the common corner of Land Lots 309, 310,
 17 322, and 323; thence northerly along Land Lot Line 322-323 to a point, said point being
 18 the common corner of Land Lots 322, 323, 334, and 335; thence northerly, 180 feet, more
 19 or less, along Land Lot Line 334-335 to a point, said point being on the northerly
 20 right-of-way of Carver Drive and the southeastern property corner of a tract or parcel of
 21 land now or formerly known as DeKalb County Tax Parcel No. 18 334 1 168; thence
 22 southwesterly, 181 feet, more or less, along the northerly right-of-way of Carver Drive to
 23 a point, said point being the intersection of the aforesaid northerly right-of-way with the
 24 easterly right-of-way of Parsons Drive, said drive having a 50 foot right-of-way width;
 25 thence northwesterly, 416 feet, more or less, along the easterly right-of-way of Parsons
 26 Drive to a point, said point being the northwestern property corner of a tract or parcel of

27 land now or formerly known as DeKalb County Tax Parcel No. 18 334 1 168; thence
 28 northeasterly, 157 feet, more or less, along the common property line of tracts or parcels
 29 of land now or formerly known as DeKalb County Tax Parcel No. 18 334 1 168 and 18 334
 30 1 142 to a point, said point being the property corner common to tracts or parcels of land
 31 now or formerly known as DeKalb County Tax Parcel Nos. 18 334 1 168, 18 334 1 142,
 32 and 18 334 1 136; thence easterly, 201 feet, more or less, along the common property line
 33 of tracts or parcels of land now or formerly known as DeKalb County Tax Parcel Nos. 18
 34 334 1 136 and 18 334 1 168 to a point, said point being on Land Lot Line 334-335, thence
 35 northerly, to a point along Land Lot Line 334-335, said point being the intersection of the
 36 aforesaid Land Lot Line 334-335 with the southerly right-of-way line of Interstate
 37 Highway 285; running thence in a northwesterly and westerly direction along the southern
 38 right- of-way line of Interstate Highway 285 to a point where the southern right-of-way line
 39 of Interstate Highway 285 intersects the western right-of-way line of Chamblee-Dunwoody
 40 Road; running thence southerly along the western right-of-way line of
 41 Chamblee-Dunwoody Road to a point where said right-of-way line would intersect the
 42 northern right-of-way line of Harts Mill Road, if the northern right-of-way line of Harts
 43 Mill Road was extended; thence easterly across Chamblee-Dunwoody Road and easterly,
 44 southeasterly and southerly along the present northern and eastern corporate limit line and
 45 along the portion of the original circular corporate limit line to the northerly side of
 46 Peachtree Road and the point of beginning.

47 SECTION 2.

48 Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election
 49 superintendent of DeKalb County shall call and conduct an election as provided in this
 50 section for the purpose of submitting this Act to the electors of the territory sought to be
 51 annexed into the City of Chamblee under this Act for approval or rejection. The election
 52 superintendent shall conduct that election on the Tuesday after the first Monday in November
 53 in 2010 and shall issue the call and conduct that election as provided by general law. The
 54 election superintendent shall cause the date and purpose of the election to be published once
 55 a week for two weeks immediately preceding the date thereof in the official organ of DeKalb
 56 County. The ballot shall have written or printed thereon the words:

57 "() YES Shall the Act be approved which annexes certain land into the City of
 58 () NO Chamblee?"

59 All persons desiring to vote for approval of the annexation shall vote "Yes," and all persons
 60 desiring to vote for rejection of the annexation shall vote "No." If more than one-half of the
 61 votes cast on such question are for approval of the annexation, then this Act shall become
 62 effective on January 1, 2011. If more than one-half of the votes cast on such question are for

63 rejection of the annexation, this Act shall not become effective and shall be automatically
64 repealed on the first day of January immediately following that election date. The expense
65 of such election shall be borne by the City of Chamblee. It shall be the election
66 superintendent's duty to certify the result thereof to the Secretary of State.

67

SECTION 3.

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