

House Bill 575

By: Representative Rice of the 95th

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act to incorporate the City of Peachtree Corners, approved May 11, 2011
2 (Ga. L. 2011, p. 3729), so as to change certain provisions relating to the city's ability to enter
3 into agreements with other governmental parties; to provide for the city's inclusion to the
4 Gwinnett County Police Service District, the Gwinnett County Fire and Emergency Medical
5 Service District, the Gwinnett County Recreation District, and the Gwinnett County
6 Emergency 9-1-1 System at the conclusion of the city's transition period; to clarify the city's
7 municipal elections through the transition period; to provide for related matters; to repeal
8 conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 **SECTION 1.**

11 An Act to incorporate the City of Peachtree Corners, approved May 11, 2011 (Ga. L. 2011,
12 p. 3729), is amended by revising subsection (b) of Section 1.12 as follows:

13 "(b)(1) Except as provided in subsection (c) of this section, the city shall exercise the
14 powers enumerated in subsection (a) of this section only for the purposes of planning and
15 zoning, code adoption and enforcement, and solid waste management services and those
16 items directly related to the provision of such services and for the general administration
17 of the city in providing such services.

18 (2) Notwithstanding any provision of paragraph (1) of this subsection to the contrary, the
19 city may enter into agreements with other governmental parties, including federal and
20 state agencies and other local governments, to provide for any powers not currently
21 bestowed upon the city in the furtherance of the intent of this charter."

22 **SECTION 2.**

23 Said Act is further amended by adding new subsections to Section 8.11 to read as follows:

24 "(j)(1) At the conclusion of the transition period as defined herein, the City of Peachtree
25 Corners shall be deemed to be a part of the existing special service district located in

26 Gwinnett County known as the Police Service District. The City of Peachtree Corner's
27 participation in the Police Service District shall be subject to, and in accordance with, the
28 existing terms and conditions of participation as established by Gwinnett County with
29 other participating cities, including, but not limited to, those terms and conditions related
30 to costs, funding, duration, and modification of services. Gwinnett County is expressly
31 authorized to provide police services within the City of Peachtree Corners and, for the
32 purpose of funding such services, to establish and levy a tax on property located within
33 the City of Peachtree Corners at a millage rate that is uniform with property located in
34 other cities and unincorporated areas participating in the Police Service District, but the
35 millage rate shall not be counted against the 1 mill maximum imposed on taxes
36 established and levied by the City of Peachtree Corners.

37 (2) At the conclusion of the transition period as defined herein, the City of Peachtree
38 Corners shall be deemed to be a part of the existing special service district located in
39 Gwinnett County known as the Fire and Emergency Medical Service District. The City
40 of Peachtree Corner's participation in the Fire and Emergency Medical Service District
41 shall be subject to, and in accordance with, the existing terms and conditions of
42 participation as established by Gwinnett County with other participating cities, including,
43 but not limited to, those terms and conditions related to costs, funding, duration, and
44 modification of services. Gwinnett County is expressly authorized to provide fire and
45 emergency medical services within the City of Peachtree Corners and, for the purpose of
46 funding such services, to establish and levy a tax on property located within the City of
47 Peachtree Corners at a millage rate that is uniform with property located in other cities
48 and unincorporated areas participating in the Fire and Emergency Medical Service
49 District, but the millage rate shall not be counted against the 1 mill maximum imposed
50 on taxes established and levied by the City of Peachtree Corners.

51 (3) At the conclusion of the transition period as defined herein, the City of Peachtree
52 Corners shall be deemed to remain a part of the existing special service district known
53 as the Gwinnett County Recreation District, approved and created by the electors of
54 Gwinnett County by referendum held on November 4, 1986, for the purpose of
55 establishing and maintaining a county-wide parks and recreation system. The City of
56 Peachtree Corner's participation in the Gwinnett County Recreation District shall be
57 subject to, and in accordance with, the existing terms and conditions of participation as
58 established by Gwinnett County. Gwinnett County is expressly authorized to provide
59 recreational services within the City of Peachtree Corners and, for the purpose of funding
60 such services, to establish and levy a tax on property located within the City of Peachtree
61 Corners at a millage rate that is uniform with other property located in the Gwinnett

62 County Recreation District, but the millage rate shall not be counted against the 1 mill
63 maximum imposed on taxes established and levied by the City of Peachtree Corners.

64 (4) At the conclusion of the transition period as defined herein, the City of Peachtree
65 Corners shall continue to be served by Gwinnett County's Emergency 9-1-1 System for
66 the provision of emergency 9-1-1 services, including, but not limited to, call-taking and
67 emergency dispatch services, and shall continue to be served by the existing public safety
68 answering points established and operated by Gwinnett County, all pursuant to the
69 authority of the Georgia Emergency Telephone Number 9-1-1 Service Act of 1977. The
70 City of Peachtree Corners shall not create or operate its own Emergency 9-1-1 System
71 or public safety answering point and shall not impose or collect a 9-1-1 charge from
72 suppliers of telephone services, including local exchange telephone service or other
73 telephone communication service, wireless service, prepaid wireless service, mobile
74 telecommunications service, computer service, Voice over Internet Protocol service, or
75 any technology that delivers or is required by law to deliver a call to a public safety
76 answering point.

77 (k) During the transition period, Gwinnett County shall provide all municipal elections for
78 the City of Peachtree Corners at actual cost; provided, however, that actual cost shall only
79 be the additional costs beyond the cost for any county elections being held in the 2013
80 election cycles, including runoff elections, incurred by Gwinnett County for providing city
81 election services in 2013."

82 **SECTION 3.**

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