

House Bill 661

By: Representatives Drenner of the 85th, Henson of the 86th, Jacobs of the 80th, Anderson of the 92nd, Kendrick of the 93rd, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act to reincorporate the City of Clarkston in the County of DeKalb, approved
2 April 21, 1967 (Ga. L. 1967, p. 3391), as amended, so as to change the corporate limits of
3 the city by annexing certain territory; to provide for related matters; to provide for a
4 referendum; to provide an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **PART ONE**
7 **SECTION 1-1.**

8 An Act to reincorporate the City of Clarkston in the County of DeKalb, approved
9 April 21, 1967 (Ga. L. 1967, p. 3391), as amended, is amended by adding a new subsection
10 to read as follows:

11 "(c) In addition to all other territory included within the boundaries of the city, the city
12 shall also include the following described real property:

13 Beginning at a point approximately one hundred (100) feet south of the intersection of
14 Pecan Street and East Ponce de Leon Avenue, where the existing corporate limit line of
15 the City of Clarkston intersects with the CSX railroad; Then, following the CSX railroad
16 in a westerly direction to its intersection with the eastern right-of-way line of Interstate
17 285; Then, following the eastern right-of-way line of Interstate 285 in a northerly
18 direction for approximately nine hundred and eighty (980) feet to a point where the
19 eastern right-of-way line of Interstate 285 intersects the existing corporate limit line of
20 the City of Clarkston; Then, following the corporate limit line of the City of Clarkston
21 in a easternly direction for approximately one hundred and twenty (120) feet, then in a
22 northerly direction for approximately two thousand (2,000) feet, then in an easterly
23 direction for approximately seven hundred and fifty (750) feet to a point approximately
24 two hundred fifty (250) feet north of the intersection of Casa Drive and Casa Woods
25 Lane; Then, following the existing curved corporate limit line of the City of Clarkston

26 in a south-southeasterly direction to a point where the existing corporate limit line of the
 27 City of Clarkston intersects the CSX railroad, this point being the point of beginning."

28

29 **SECTION 1-2.**

30 This part shall become effective on January 1, 2016.

31 **PART TWO**

32 **SECTION 2-1.**

33 An Act to reincorporate the City of Clarkston in the County of DeKalb, approved
 34 April 21, 1967 (Ga. L. 1967, p. 3391), as amended, is amended by adding a new subsection
 35 to read as follows:

36 "(c) In addition to all other territory included within the boundaries of the city, the city
 37 shall also include the following described real property:

38 Beginning at a point approximately one hundred (100) feet south of the intersection of
 39 Pecan Street and East Ponce de Leon Avenue, where the existing corporate limit line of
 40 the City of Clarkston intersects with the CSX railroad; Then, following the existing
 41 curved corporate limit line of the City of Clarkston in a southeasterly direction to a point
 42 where the existing corporate limit line of the City of Clarkston intersects the southern
 43 right-of-way line of Rowland Street, approximately one hundred fifty (150) feet east of
 44 the intersection of Rowland and Lovejoy Streets; Then, following a line consistent with
 45 the boundary lines of adjacent parcels in a westerly direction for approximately two
 46 thousand five hundred (2,500) feet, to a point on the eastern right-of-way line of Interstate
 47 285; Then, following the eastern right-of-way line of Interstate 285 south to a point
 48 approximately seven hundred (700) feet to the west of the intersection of Northem
 49 Avenue and Indian Creek Way; Then, crossing the right-of-way of Interstate 285 and
 50 continuing west following a line consistent with the boundary lines of adjacent parcels
 51 to a point along the eastern right-of-way line of Glendale Road approximately one
 52 thousand five hundred (1,500) feet southeast of Church Street; Then, following the
 53 eastern right-of-way line of Glendale Road in a northerly direction to its intersection with
 54 Gifford Street; Then, following the northern right- of-way line of Gifford Street in a
 55 southwesterly direction to the end of Gifford Street; Then, continuing in such
 56 southwesterly direction along a line consistent with adjacent parcels for approximately
 57 one thousand five hundred (1,500) feet to a point along the eastern right-of-way line of
 58 Woodland Avenue; Then, following the eastern right-of-way line of Woodland Avenue
 59 south to its intersection with North Decatur Road; Then, following the northern
 60 right-of-way line of North Decatur Road west to its intersection with the CSX railroad;
 61 Then, following the CSX railroad northeast to the point where it intersects with the

62 existing corporate limit line of the City of Clarkston, this point being the point of
63 beginning."

64 **SECTION 2-2.**

65 The election superintendent of DeKalb County shall call and conduct an election as provided
66 in this section for the purpose of submitting this part to the electors of the territory sought to
67 be annexed into the City of Clarkston under this part for approval or rejection. The election
68 superintendent shall conduct such election on the Tuesday next following the first Monday
69 in November, 2015, and shall issue the call and conduct such election as provided by general
70 law. The election superintendent shall cause the date and purpose of the election to be
71 published once a week for two weeks immediately preceding the date thereof in the official
72 organ of DeKalb County. The ballot shall have written or printed thereon the words:

73 "() YES Shall Part Two of the Act which annexes certain land into the City of
74 () NO Clarkston be approved?"

75 All persons desiring to vote for approval of the annexation shall vote "Yes," and all persons
76 desiring to vote for rejection of the annexation shall vote "No." If more than one-half of the
77 votes cast on such question are for approval of the annexation, then this part shall become
78 effective on January 1, 2016. If more than one-half of the votes cast on such question are for
79 rejection of the annexation, this part shall not become effective and shall be automatically
80 repealed on the first day of January immediately following such election date. The expense
81 of such election shall be borne by the City of Clarkston. It shall be the election
82 superintendent's duty to certify the result thereof to the Secretary of State.

83 **PART THREE**

84 **SECTION 3-1.**

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