

House Resolution 1308 (AS PASSED HOUSE AND SENATE)

By: Representatives Barnes of the 84th, Post 2, Stokes of the 72nd, Howell of the 92nd, Jones of the 38th, Sheldon of the 71st, Post 2, and others

A RESOLUTION

1 Ratifying the action of the Board of Community Affairs incorporating certain portions of
2 certain counties into the Atlanta Regional Commission for certain purposes only; to provide
3 for an effective date; and for other purposes.

4 WHEREAS, Code Section 50-8-82 of the O.C.G.A. provides for the creation of metropolitan
5 area planning and development commissions (MAPDC's) in certain areas of this state, and
6 the Atlanta Regional Commission (ARC) is one such MAPDC; and

7 WHEREAS, Code Section 50-8-83 of the O.C.G.A. provides that a MAPDC shall be, for its
8 area, a regional development center as defined in and with all the powers, duties, and
9 obligations of a regional development center set forth in Article 2 of Chapter 8 of Title 53
10 of the O.C.G.A.; and

11 WHEREAS, subsection (f) of Code Section 50-8-4 of the O.C.G.A. authorizes the Board of
12 Community Affairs to determine and establish, from time to time, the territorial boundaries
13 for the region of operation by each regional development center, and further provides that
14 any action of the board changing the boundaries of a regional development center shall not
15 become effective until ratified by a joint resolution of the General Assembly; and

16 WHEREAS, subsection (d) of Code Section 50-8-93 requires that MAPDC's meet federal
17 comprehensive transportation planning laws, including but not limited to 23 U.S.C.A. 101
18 and 134, that require certain land areas to be placed into Metropolitan Planning
19 Organizations (MPO's), all of which are conditions precedent to the receipt of federal funding
20 for transportation purposes; and

21 WHEREAS, the United States decennial census of 2000 resulted in population density
22 information placing portions of Barrow, Bartow, Coweta, Forsyth, Newton, Paulding,
23 Spalding, and Walton Counties into the MPO for the current ten-county Atlanta Urbanized
24 Area; and

1 WHEREAS, the Attorney General has determined that these eight counties may participate
2 in the ARC for the limited purpose of transportation planning while remaining a member of
3 their existing regional development center; and

4 WHEREAS, the Board of Community Affairs on February 4, 2004, adopted a resolution
5 incorporating such portions of said eight counties into the MPO administered by the ARC,
6 for transportation planning purposes only, pending ratification by the General Assembly; and

7 WHEREAS, the request for legislative ratification of said incorporation has been submitted
8 to the General Assembly in accordance with subsection (f) of Code Section 50-8-4 of the
9 O.C.G.A. and it is the desire of the General Assembly to ratify and approve such
10 incorporation.

11 NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF
12 GEORGIA that the Board of Community Affairs' action to incorporate such portions of said
13 eight counties into the MPO administered by the ARC, for transportation planning purposes
14 only, adopted by said board on February 4, 2004, is hereby ratified and approved.

15 BE IT FURTHER RESOLVED that the Department of Community Affairs is authorized to
16 undertake and carry out all activities necessary to implement this change.

17 BE IT FURTHER RESOLVED that this resolution shall become effective upon its approval
18 by the Governor or upon its becoming law without such approval.