House Bill 1781 (AS PASSED HOUSE AND SENATE)

By: Representatives Purcell of the 122nd and Stephens of the 123rd

A BILL TO BE ENTITLED

AN ACT

To amend an Act reincorporating the City of Guyton in the County of Effingham, approved April 12, 1982 (Ga. L. 1982, p. 3806), so as to annex certain territory into the city and change the corporate limits of the city; to provide for related matters; to provide for a referendum; to provide for submission; to provide effective dates; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

An Act reincorporating the City of Guyton in the County of Effingham, approved April 12, 1982 (Ga. L. 1982, p. 3806), is amended by adding at the end of subsection (a) of Section 1.11 of said Act a new undesignated subsection to read as follows:

"In addition to all other territory included in the corporate limits of the City of Guyton, the following described property shall also be within and a part of the corporate limits of the City of Guyton:

'Sugar Hill community'

All that land lying and being in the Tenth G.M. District, Effingham County, Georgia, being more particularly described as follows:

For a beginning reference point, commence at the intersection of Poplar Street with Fourth Street Extension, and from said beginning point, thence run northeast along Fourth Street Extension to its intersection with Griffin Road; thence northwest along Griffin Road to the intersection of Griffin Road with Williams Road; thence southwest along Williams Road to the intersection of Williams Road and Brogdon Road; thence southwest along Brogdon Road to the intersection of Brogdon Road with Hunter Street; thence in a generally north-northwest direction along Hunter Street to its deadend intersection with Samuel Smalls, Sr. Avenue; thence in a line running northwest from the intersection of Hunter Street and Samuel Smalls, Sr. Avenue to that line´s intersection with Shrimps Creek; thence southwest along Shrimps Creek to its

intersection with the existing city limits of the City of Guyton. This description delineates the boundaries of the area known as the Sugar Hill community.

Such newly annexed territory shall also include all property located within 200 feet of any afore-described roadway or line.″

SECTION 2.

Unless prohibited by the federal Voting Rights Act of 1965, as amended, the election superintendent of Effingham County shall call and conduct an election as provided in this section for the purpose of submitting this Act to the electors of Effingham County residing in the area described in Section 1 of this Act as the Sugar Hill Community, but outside the existing municipal boundaries of the city, for approval or rejection. The election superintendent shall conduct that election on the earliest date therefor permissible under Code Section 21-2-540 of the O.C.G.A. and shall issue the call and conduct that election as provided by general law. The superintendent shall cause the date and purpose of the election to be published once a week for two weeks immediately preceding the date thereof in the official organ of Effingham County. The ballot shall have written or printed thereon the words:

"( ) YES Shall the Act be approved which annexes the Sugar Hill community into the
( ) NO corporate limits of the City of Guyton?"

All persons desiring to vote for approval of the Act shall vote "Yes," and those persons desiring to vote for rejection of the Act shall vote "No." If more than one-half of the votes cast on such question are for approval of the Act, it shall become of full force and effect immediately. If the Act is not so approved or if the election is not conducted as provided in this section, the remaining sections of this Act shall not become effective and this Act shall be automatically repealed on the first day of January immediately following that election date. The expense of such election shall be borne by the City of Guyton. It shall be the election superintendent´s duty to certify the result thereof to the Secretary of State.

SECTION 3.

The governing authority of the City of Guyton shall through its legal counsel cause this Act to be submitted for preclearance under the federal Voting Rights Act of 1965, as amended; and such submission shall be made to the United States Department of Justice or filed with the appropriate court no later than 30 days after the date on which this Act is approved by the Governor or otherwise becomes law without such approval.

SECTION 4.

Except as otherwise provided in Section 2 of this Act, this Act shall become effective upon its approval by the Governor or upon its becoming law without such approval.

SECTION 5.

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