

House Bill 4EX (AS PASSED HOUSE AND SENATE)

By: Representatives Gilliard of the 162nd, Stephens of the 164th, Jackson of the 165th,
Westbrook of the 163rd, and Hitchens of the 161st

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating a new charter for the City of Garden City, approved April 17, 1973
2 (Ga. L. 1973, p. 3581), as amended, so as to change the corporate limits of such city; to
3 provide descriptions; to provide for a referendum, effective dates, automatic repeal,
4 mandatory execution of election, and judicial remedies regarding failure to comply; to repeal
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 An Act creating a new charter for the City of Garden City, approved April 17, 1973 (Ga. L.
9 1973, p. 3581), as amended, is amended by adding at the end of Section 1.11 a new
10 subsection to read as follows:

11 "(j)(1) In addition to all other territory included within the corporate limits of said city,
12 the corporate limits shall specifically include the following described property:

13 User: GardenCity

14 Plan Name: GardenCity-Annex-2023

15 Plan Type: Local

16 GardenCity-Annex-2023

H. B. 4EX

17 District ANNEX
 18 County Chatham GA
 19 VTD COASTAL CATHEDRAL
 20 Block 010812
 21 1006 1008 1009 1010 1014 1015 1019 1020 1021 1022 1023 1024
 22 1025 1026 1027 1028 1029 1030 1031 1032
 23 Block 010816
 24 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011
 25 1012
 26 Block 010817
 27 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013
 28 1014 1015 2002 2003 2004 2006 2007
 29 VTD GARDEN CITY CITY HAL
 30 Block 010812
 31 1005 1007
 32 VTD PROGRESSIVE REC CTR
 33 Block 010806
 34 3000 3001 3002 3006 3007 3008 3009 3010 3011 4005 4006 4007
 35 4008 4009 4010 4011 4012 4013 4014
 36 Block 010815
 37 1000 1001 1002 1003 1010 1011 2001 2002 2003 2004 2005 2006
 38 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016 2017 2018
 39 2019 2020 2021 2022 2023 2024 2025 2026 2027 2028 2029
 40 VTD SEED CHURCH
 41 Block 010502
 42 1000 1001 1002 1003 1004 1005 1007 1008 1009 1011 2000 2001
 43 2002 2003 2004 2005 2006 2007 2008 2009 2010 2011 2012 2013

44 3001 3004 3005 3006 3007 3008 3047
 45 VTD SILK HOPE BAPTIST CHURCH
 46 Block 010502
 47 1006 1010 3011 3013 3014 3015 3018 3019 3021 3022 3023 3028
 48 3029 3030 3032 3041 3042
 49 Block 010503
 50 1011 1012 1013 1014 2000 2003 2004 2005 2007 2008 3004 3011
 51 Block 010504
 52 4007
 53 VTD SOUTHWEST BAPTIST CHURCH
 54 Block 010813
 55 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012
 56 1013 1014 1015 1016 1017 1018 1019 2003 2004 2005 2007 2008
 57 2010 2011 2012 2013 2014 2015 2016 2017 2018 2019 2020 2021
 58 2022 3000 3001 3002 3003 3004 3005 3006 3007 3008

59 (2) For the purposes of the description provided in paragraph (1) of this subsection, the
 60 term 'VTD' shall mean and describe the same geographical boundaries as provided in the
 61 report of the Bureau of the Census for the United States decennial census of 2020 for the
 62 State of Georgia. The separate numeric designations in a district description which are
 63 underneath a 'VTD' heading shall mean and describe individual blocks within a VTD as
 64 provided in the report of the Bureau of the Census for the United States decennial census
 65 of 2020 for the State of Georgia."

66 **SECTION 2.**

67 The election superintendent of Chatham County shall call and conduct a special election as
 68 provided in this section for the purpose of submitting the annexation provided for in this Act
 69 to the electors of the territory sought to be annexed into the City of Garden City under this

70 Act for approval or rejection. The election superintendent shall conduct such election on any
71 permissible special election date under Code Section 21-2-540 of the O.C.G.A., but not later
72 than the Tuesday next following the first Monday in November, 2024, and shall issue the call
73 and conduct such election as provided by general law. The election superintendent shall
74 cause the date and purpose of the election to be published once a week for two weeks
75 immediately preceding the date thereof in the official organ of Chatham County. The ballot
76 shall have written or printed thereon the words:

77 "() YES Shall the provisions of the Act which annexes certain land into the City of
78 () NO Garden City be approved?"

79 All persons desiring to vote for approval of the annexation shall vote "Yes," and all persons
80 desiring to vote for rejection of the annexation shall vote "No." If more than one-half of the
81 votes cast on such question are for approval of the annexation, then this Act shall become
82 effective on the first day of the month following the month during which the voters approve
83 such question for all purposes other than ad valorem tax purposes and on
84 December 31, 2024, for ad valorem tax purposes. If more than one-half of the votes cast on
85 such question are for rejection of the annexation, this Act shall not become effective and
86 shall be automatically repealed on July 1, 2025. The expense of such election shall be borne
87 by the City of Garden City. It shall be the election superintendent's duty to certify the result
88 thereof to the Secretary of State. The provisions of this section shall be mandatory upon the
89 election superintendent and are not intended as directory. If the election superintendent fails
90 or refuses to comply with this section, any resident of the City of Garden City or an elector
91 of the territory described in Section 1 of this Act may apply for a writ of mandamus to
92 compel the election superintendent to perform his or her duties under this section. If the
93 court finds that the election superintendent has not complied with this section, the court shall
94 fashion appropriate relief requiring the election superintendent to call and conduct such
95 election on the date required by this section or on the next date authorized for special
96 elections as provided for in Code Section 21-2-540 of the O.C.G.A.

97 **SECTION 3.**

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

100 **SECTION 4.**

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