

House Bill 1130

By: Representatives Drenner of the 85th, Henson of the 86th, Holcomb of the 81st, Jacobs of the 80th, Bennett of the 94th, and others

A BILL TO BE ENTITLED

AN ACT

1 To amend an Act providing a new charter for the City of Avondale Estates, approved April
2 23, 1999 (Ga. L. 1999, p. 4886), as amended, so as to change the corporate limits of the city;
3 to provide for a referendum; to provide for related matters; to provide for automatic repeal
4 and a contingent effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 An Act providing a new charter for the City of Avondale Estates, approved April 23, 1999
8 (Ga. L. 1999, p. 4886), as amended, is amended by adding new Sections 1.11B and 1.11C
9 to read as follows:

10 "SECTION 1.11B.

11 In addition to all other territory contained in the city, the City of Avondale Estates shall
12 include all of the following described tract or parcel of land:

13 Starting at the southern property line of tax parcel 15-248-007-001 known as Lanier Park,
14 head south along the east side of Arcadia Avenue and continuing until it becomes Katie
15 Kerr Drive, continue southeast along the east side of Kattie Kerr Drive and curving south,
16 southwest until its intersection with the north side property line of tax parcel
17 15-216-10-025 and following it south until its intersection with its southern side property
18 line, follow it northwest until its intersection with the southeastern side property line of
19 tax parcel 15-216-10-008, following it southwest until its intersection with Columbia
20 Drive, head south east long the north side of Columbia Drive until its intersection with
21 the southeast side (City boundary) of Clarendon Avenue, follow the east side of
22 Clarendon Avenue northeast the depth of one parcel, head east along the southern
23 boundary of tax parcel 15-217-04-002 also known as 1192 Clarendon Avenue until its
24 intersection with the City boundary. All the property included in this boundary to the east
25 and north is included.

26 SECTION 1.11C.

27 In addition to all other territory contained in the city, the City of Avondale Estates shall
 28 include all of the following described tract or parcel of land:

29 Beginning on the west side of Laredo Drive at its intersection with the City of Avondale
 30 Estates northern boundary, heading west along the northern boundary and along the
 31 northern boundary of tax parcel 15-249-14-013, and north and west along said boundary
 32 until its intersection with the east side of Sams Crossing, head north along the east side
 33 of Sams Crossing until its intersection with East Ponce de Leon Avenue, head northeast
 34 along the south side of East Ponce de Leon Avenue until it is parallel with the east side
 35 of DeKalb Industrial Way, head north across East Ponce de Leon Avenue until its
 36 intersection with the east side of DeKalb Industrial Way, head northwest along the east
 37 side of DeKalb Industrial Way and continue to follow the east side of DeKalb Industrial
 38 Way until its intersection with the east side of DeKalb Industrial Way, head north along
 39 the east side of DeKalb Industrial Way until its intersection with the north side property
 40 line of tax parcel 18-008-04-016, follow it east until its intersection with the west side
 41 property line of tax parcel 18-008-04-020, follow it north until its intersection with the
 42 west and southern property lines property lines of tax parcel 18-048-03-001, follow the
 43 west side property line north until its intersection with the west side property line of tax
 44 parcel 18-47-06-018 also known as 423 Annie Street, follow the west side property line
 45 north until its terminus and intersection with the northern property line, follow the
 46 northern property line southeast and due east until its intersection with Annie Street, head
 47 south along the west side of Annie Street until it is parallel with the northern property line
 48 of tax parcel 18-009-05-001, cross over Annie Street moving east until its intersection
 49 with the northern property line of tax parcel 18-009-05-001, follow the property line east
 50 until its intersection with the eastern property line, follow the eastern property line south
 51 until its intersection with East Ponce de Leon Avenue, follow the north side of Ponce de
 52 Leon west until it is parallel with the west side of Laredo Drive, west of the existing
 53 entrance / exit to Your DeKalb Farmers Market, head south across East Ponce de Leon
 54 to the west side of Laredo Drive, head south along the west side of Laredo Drive until its
 55 intersection with the norther City boundaries, at its beginning."

56 SECTION 2.

57 The election superintendent of DeKalb County shall call and conduct an election as provided
 58 in this section for the purpose of submitting this Act to the electors of the territories sought
 59 to be annexed into the City of Avondale Estates under this Act for approval or rejection. The
 60 election superintendent shall conduct such election on the Tuesday after the first Monday in
 61 November, 2014, and shall issue the call and conduct such election as provided by general

62 law. The election superintendent shall cause the date and purpose of the election to be
63 published once a week for two weeks immediately preceding the date thereof in the official
64 organ of DeKalb County. The ballot shall have written or printed thereon the words:

65 "() YES Shall the Act be approved which annexes certain land into the City of
66 () NO Avondale Estates?"

67 All persons desiring to vote for approval of the annexation shall vote "Yes," and all persons
68 desiring to vote for rejection of the annexation shall vote "No." If more than one-half of the
69 votes cast on such question are for approval of the annexation, then this Act shall become
70 effective on December 31, 2014. If more than one-half of the votes cast on such question are
71 for rejection of the annexation, this Act shall not become effective and shall be automatically
72 repealed on the first day of January immediately following such election date. The expense
73 of such election shall be borne by the City of Avondale Estates. It shall be the election
74 superintendent's duty to certify the result thereof to the Secretary of State.

75 **SECTION 3.**

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