RESOLUTION

A RESOLUTION OF THE GOVERNING AUTHORITY OF DEKALB COUNTY, GEORGIA EXPRESSING SUPPORT FOR RESTRAINTS ON ANNEXATIONS THAT ARE NOT DONE TO PROVIDE NEW SERVICES TO AN UNDERSERVED AREA, BUT SIMPLY TO INCREASE A MUNICIPAL TAX BASE AND LEGISLATION TO ALLOW PROPERTY OWNERS TO DE-ANNEX THEMSELVES FROM MUNICIPALITES.

WHEREAS, many Georgia counties provide full-service police, fire, parks, public works, planning and zoning, and related services in urbanized unincorporated areas; and

WHEREAS, cities have sometimes annexed areas not to provide new services, but instead to capture increased tax base for existing municipal services, causing fiscal distress in the remaining unincorporated areas; and

WHEREAS, de-annexation will allow a property owner, especially in situations where their property is contiguous to unincorporated parts of the County, to de-annex without obtaining the approval of the municipality as current law requires;

NOW THEREFORE, BE IT RESOLVED by the Governing Authority of DeKalb County, Georgia as follows:

1. The Governing Authority strongly urges the members of the Georgia General Assembly to support restraints on annexations that are done not to provide new services to an underserved area, but simply to increase a municipal tax base; and

2. The Governing Authority strongly urges the members of the Georgia General Assembly to support legislation that will authorize property owners to de-annex themselves from a municipality; and

3. A copy of this resolution will be provided to the Governor, each member of the Georgia General Assembly, including but not limited to those elected officials representing any portion of DeKalb County, and to the Association County Commissioners of Georgia.

ADOPTED by the DeKalb County Board of Commissioners, this _____ day of _____, 2009.

_____

LARRY JOHNSON
Presiding Officer

REV. 10/02

DEKALB COUNTY

BOARD OF COMMISSIONERS

BUSINESS AGENDA / MINUTES

MEETING DATE: December 8, 2009

ITEM NO.

HEARING TYPE
Preliminary

ACTION TYPE
Resolution

SUBJECT: Resolution Expressing Support for Restraints on Annexations That Are Done Not To Provide New Services To An Underserved Area, But Simply To Increase A Municipal Tax Base and Legislation To Allow Property Owners To De-annex Themselves From Municipalities

DEPARTMENT: Board of Commissioners	PUBLIC HEARING: ☐ YES ☒ NO
ATTACHMENT: ☒ YES ☐ NO PAGES: 2	INFORMATION CONTACT: Commissioner Larry Johnson, Presiding Officer & Board of Commissioners PHONE NUMBER: (404) 371-2988

PURPOSE:

To adopt a Resolution expressing support for restraints on annexations that are done not to provide new services to an underserved area, but simply to increase a municipal tax base and legislation to allow property owners to de-annex themselves from Municipalities.

NEED/IMPACT:

Many Georgia counties provide full-service police, fire, parks, public works, planning and zoning, and related services in urbanized unincorporated areas. Cities have sometimes annexed areas not to provide new services, but instead to capture increased tax base for existing municipal services, causing fiscal distress in the remaining unincorporated areas. Also, de-annexation will allow a property owner, especially in situations where their property is contiguous to unincorporated parts of the County, to de-annex without obtaining the approval of the municipality as current law requires.

The DeKalb County Board of Commissioners urges the DeKalb County Delegation to the Georgia General Assembly to support restraints on annexations that are done not to provide new services to an underserved area, but simply to increase a municipal tax base and pursue legislation that will authorize property owners to de-annex themselves from a municipality.

RECOMMENDATION(S):

Adopt a Resolution expressing support for restraints on annexations that are done not to provide new services to an underserved area, but simply to increase a municipal tax base and legislation to allow