

House Bill 459 (AS PASSED HOUSE AND SENATE)

By: Representatives Martin of the 49th, Jones of the 47th, and Dollar of the 45th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 5 of Chapter 36 of Title 36 of the Official Code of Georgia Annotated,
2 relating to limitation on annexation of areas furnished services or included in comprehensive
3 zoning plan by certain counties, so as to prohibit annexations of county operated airport
4 property by governing authorities of certain municipal corporations absent approval by the
5 governing authority of the county operating the airport; to provide for related matters; to
6 provide for an effective date; to repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Article 5 of Chapter 36 of Title 36 of the Official Code of Georgia Annotated, relating to
10 limitation on annexation of areas furnished services or included in comprehensive zoning
11 plan by certain counties, is amended by revising Code Section 36-36-70, which is reserved,
12 as follows:

13 "36-36-70.

14 A municipality that contains more than 85 square miles within its corporate limits shall not
15 annex any territory on which a public airport operated by a county is located unless the
16 governing authority of such county adopts a resolution approving such annexation within

17 90 days prior to the governing authority of the municipality holding a vote on such
18 annexation. Reserved."

19 **SECTION 2.**

20 This Act shall become effective upon its approval by the Governor or upon its becoming law
21 without such approval.

22 **SECTION 3.**

23 All laws and parts of laws in conflict with this Act are repealed.