House Resolution 130 (AS PASSED HOUSE AND SENATE)
By: Representatives McDonald of the 26th, Jones of the 25th, Cantrell of the 22nd, Wade of the 9th, and Gilligan of the 24th

A RESOLUTION

1 Ratifying the action of the Board of Community Affairs approving of the transfer of Forsyth County from the Georgia Mountains Regional Commission to the Atlanta Regional Commission.

2 WHEREAS, Code Section 50-8-82 of the O.C.G.A. provides for the creation of metropolitan area planning and development commissions (MAPDCs) in certain areas of this state, and the Atlanta Regional Commission (ARC) is one such MAPDC; and

3 WHEREAS, Code Section 50-8-83 of the O.C.G.A. provides that a MAPDC shall be, for its area, a regional commission as defined in and with all the powers, duties, and obligations of a regional commission as set forth in Article 2 of Chapter 8 of Title 50 of the O.C.G.A.; and

4 WHEREAS, subsection (f) of Code Section 50-8-4 of the O.C.G.A. authorizes the Board of Community Affairs to determine and establish, from time to time, the territorial boundaries for the region of operation by each regional development center and, further, provides that any action of the board changing the boundaries of a regional development center shall not become effective until ratified by a joint resolution of the General Assembly; and
WHEREAS, subsection (d) of Code Section 50-8-93 requires that MAPDCs meet federal comprehensive transportation planning laws, including, but not limited to 23 U.S.C.A. Sections 101 and 134, that require certain land areas to be placed into Metropolitan Planning Organizations (MPOs), all of which are conditions precedent to the receipt of federal funding for transportation purposes; and

WHEREAS, the Board of Community Affairs on November 18, 2020, adopted a resolution approving the transfer of Forsyth County from the Georgia Mountains Regional Commission to the Atlanta Regional Commission, pending ratification by the General Assembly; and

WHEREAS, the request for legislative ratification of said incorporation has been submitted to the General Assembly in accordance with subsection (f) of Code Section 50-8-4 of the O.C.G.A., and it is the desire of the General Assembly to ratify and approve such incorporation.

NOW, THEREFORE, BE IT RESOLVED BY THE GENERAL ASSEMBLY OF GEORGIA that the Board of Community Affairs' action to transfer Forsyth County from the Georgia Mountains Regional Commission to the Atlanta Regional Commission, adopted by said board on November 18, 2020, is hereby ratified and approved, with an effective date of July 1, 2021.

BE IT FURTHER RESOLVED that the Department of Community Affairs is authorized to undertake and carry out all activities necessary to implement this change.

BE IT FURTHER RESOLVED that this resolution shall become effective upon its approval by the Governor or upon its becoming law without such approval.
BE IT FURTHER RESOLVED that the requisite redistricting of the districts represented by
the 15 members at large established in subsection (c) of Code Section 50-8-84 of the
O.C.G.A. as a result of this transfer be extended to a period of 90 days following the release
of the 2020 United States decennial census, referenced in subsection (c) of Code
Section 50-8-84 of the O.C.G.A.

BE IT FURTHER RESOLVED that the redistricting of the districts represented by the 15
members at large established in subsection (c) of Code Section 50-8-84 of the O.C.G.A. in
response to the transfer be completed in conjunction with the redistricting required in
subsection (c) of Code Section 50-8-84 of the O.C.G.A. following the release of the 2020
United States decennial census.