

House Bill 1029 (AS PASSED HOUSE AND SENATE)

By: Representatives Thomas of the 21st, Ridley of the 22nd, Jones of the 47th, Jasperse of the 11th, Parsons of the 44th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend an Act creating a new charter for the City of Holly Springs in the County of
2 Cherokee, approved March 18, 1980 (Ga. L. 1980, p. 3281), as amended, so as to revise the
3 boundaries of the city; to provide that the city council shall be composed of six instead of
4 five members; to provide for term limits; to provide for a mayoral veto; to provide new city
5 council district boundaries; to provide for definitions and inclusions; to provide for
6 continuation in office of the current councilmembers; to provide effective dates; to repeal
7 conflicting laws; and for other purposes.

8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

9 **SECTION 1.**

10 An Act creating a new charter for the City of Holly Springs in the County of Cherokee,
11 approved March 18, 1980 (Ga. L. 1980, p. 3281), as amended, is amended by revising
12 Section 1.02 as follows:

"SECTION 1.02.

Corporate boundaries.

(a)(1) The boundaries of this city shall be those described in described in Appendix A attached to and made a part of this charter and further identified as 'User: HD 21 Plan Name: HollySprings-cityrev-2026 Plan Type: Local', with such alterations as may be made from time to time in the manner provided by general state law.

(2) For the purposes of such plan:

(A) The term 'VTD' shall mean and describe the same geographical boundaries as provided in the report of the Bureau of the Census for the United States decennial census of 2020 for the State of Georgia. The separate numeric designations in a district description which are underneath a VTD heading shall mean and describe individual Blocks within a VTD as provided in the report of the Bureau of the Census for the United States decennial census of 2020 for the State of Georgia; and

(B) Except as otherwise provided in the description of any district, whenever the description of any district refers to a named city, it shall mean the geographical boundaries of that city as shown on the census maps for the United States decennial census of 2020 for the State of Georgia.

(b) The boundaries of this city at all times shall be shown on a map, a written description or any combination thereof, to be retained permanently in the office of the clerk and to be designated, as the case may be: Official Map (or Description) of the Corporate Limits of the City of Holly Springs, Georgia. Photographic, typed, or other copies of such map or description certified by the clerk shall be admitted as evidence in all courts and shall have the same force and effect as with the original map or description.

(c) The city council may provide for the redrawing of any such map by ordinance to reflect lawful changes in the corporate boundaries. A redrawn map shall supersede for all purposes the earlier map or maps which it is designated to replace."

39 **SECTION 2.**

40 Said Act is further amended by revising Section 2.01 as follows:

41 "SECTION 2.01.

42 City council creation; composition; number; election.

43 Except as otherwise specifically provided in this charter, the legislative authority of the
44 government of this city shall be vested in a city council to be composed of a mayor and six
45 councilmembers. The mayor and councilmembers shall be elected in the manner provided
46 by Article V of this charter. The mayor and two councilmembers shall be elected by the
47 voters of the city at-large. Four councilmembers shall be elected from the districts
48 provided for in Section 5.02 of this charter."

49 **SECTION 3.**

50 Said Act is further amended by revising Section 2.02 as follows:

51 "SECTION 2.02.

52 (a) Except as otherwise provided in this charter, the members of the city council shall
53 serve for terms of four years and until their respective successors are elected and qualified.

54 (b) No person shall be eligible to serve as mayor or councilmember unless he or she shall
55 have been a resident of the city for one year prior to the date of the election of mayor and
56 councilmembers. Each shall continue to reside therein during such member's period of
57 service and continue to be registered and eligible to vote in municipal elections of the city.

58 (c) No person shall be eligible to serve as mayor or councilmember if he or she has served
59 more than 12 consecutive years as either mayor or as a councilmember. Any person who
60 has served 12 consecutive years as either mayor or as a councilmember shall not again be
61 eligible to be elected to either the office of mayor or councilmember until after the

62 expiration of eight years from the conclusion of their last term of office. No person shall
63 be eligible to serve as mayor or councilmember if he or she has served a total of more
64 than 20 years as either mayor or as a councilmember. This subsection shall apply to any
65 incumbent in office at the time this section becomes effective and all prior service of any
66 incumbent shall be counted toward this term limit; provided, however, that if an incumbent
67 has served more than 12 consecutive or 20 cumulative years as either mayor or as a
68 councilmember such incumbent shall be allowed to serve out the remainder of the current
69 term to which such incumbent was elected."

70 **SECTION 4.**

71 Said Act is further amended by adding a new section to read as follows:

72 "SECTION 2.09A.

73 (a) Every ordinance adopted by the city council shall be presented promptly by the city
74 council to the mayor.

75 (b) The mayor shall have the right to veto any ordinance that was approved by the city
76 council.

77 (c) The mayor, within ten calendar days of receipt of an ordinance subject to a veto, shall
78 return it to the city council with or without the mayor's approval. If the ordinance has been
79 approved by the mayor, it shall become law upon its return to the city council. If the
80 ordinance is neither approved nor disapproved, it shall become law at 12:00 Noon on the
81 tenth calendar day after its adoption. If the ordinance is disapproved, the mayor shall
82 submit to the city council a written statement of the mayor's reasons for the veto. The city
83 council shall record upon the ordinance the date of its delivery to and receipt from the
84 mayor.

85 (d) Ordinances vetoed by the mayor shall be considered by the city council at its next
86 meeting and, should the city council then or at its next general meeting adopt the ordinance

87 by the affirmative vote of at least four members, it shall become law and shall not be
88 subject to any further veto by the mayor."

89 **SECTION 5.**

90 Said Act is further amended by revising Section 5.02 as follows:

91 "SECTION 5.02.

92 Regular elections.

93 (a)(1) For purposes of electing members of the city council, the city is divided into four
94 districts. One member of the city council shall be elected from each such district. The
95 four districts shall be and correspond to those four numbered districts described in and
96 attached to and made a part of this Act and further identified as 'User: HD 21 Plan:
97 HollySprings-dist-2026 Plan Type: Local'.

98 (2)(A) For the purposes of such plan:

99 (i) The term 'VTD' shall mean and describe the same geographical boundaries as
100 provided in the report of the Bureau of the Census for the United States decennial
101 census of 2020 for the State of Georgia. The separate numeric designations in a
102 district description which are underneath a VTD heading shall mean and describe
103 individual Blocks within a VTD as provided in the report of the Bureau of the Census
104 for the United States decennial census of 2020 for the State of Georgia; and

105 (ii) Except as otherwise provided in the description of any district, whenever the
106 description of any district refers to a named city, it shall mean the geographical
107 boundaries of that city as shown on the census maps for the United States decennial
108 census of 2020 for the State of Georgia.

109 (B) Any part of the City of Holly Springs which is not included in any district
110 described in paragraph (1) of this subsection shall be included within that district

111 contiguous to such part which contains the least population according to the United
112 States decennial census of 2020 for the State of Georgia.

113 (3) Except for incorporated islands of the City of Holly Springs, any part of the City of
114 Holly Springs which is described in paragraph (1) of this subsection as being included in
115 a particular district shall nevertheless not be included within such district if such part is
116 not contiguous to such district. Such noncontiguous part shall instead be included within
117 that district contiguous to such part which contains the least population according to the
118 United States decennial census of 2020 for the State of Georgia.

119 (4)(A) Those members of the city council who are serving as such on the effective date
120 of this Act and any person selected to fill a vacancy in any such office shall continue
121 to serve as such members until the regular expiration of their respective terms of office
122 and upon the election and qualification of their respective successors.

123 (B)(i) District 5, as it exists immediately prior to the effective date of this Act, shall
124 be designated as District 1, but as newly described under this Act, and on and after the
125 effective date of this Act, the councilmember serving from that former district shall
126 be deemed to be serving from and representing his or her district as newly described
127 under this Act and the successor to such member shall be elected at the 2028
128 municipal general election to a four-year term of office.

129 (ii) The initial councilmember elected from District 2 as newly described under this
130 Act shall be elected at the 2026 municipal general election to a four-year term of
131 office.

132 (iii) District 3, as it exists immediately prior to the effective date of this Act, shall
133 continue to be designated as District 3, but as newly described under this Act, and on
134 and after the effective date of this Act, the councilmember serving from that former
135 district shall be deemed to be serving from and representing his or her district as
136 newly described under this Act and the successor to such member shall be elected at
137 the 2028 municipal general election to a four-year term of office.

138 (iv) District 4, as it exists immediately prior to the effective date of this Act, shall
139 continue to be designated as District 4, but as newly described under this Act, and on
140 and after the effective date of this Act, the initial councilmember elected from
141 District 4 as newly described under this Act shall be elected at the 2026 municipal
142 general election to a four-year term of office.

143 (v) The two initial at-large councilmembers shall be elected at the 2028 municipal
144 general election. One of the initial at-large councilmembers shall be elected to a
145 four-year term of office. The other initial at-large councilmember shall be elected to
146 a two-year term of office; and the successors to such member shall be elected to
147 four-year terms of office, and until their successors are elected and qualified."

148 **SECTION 6.**

149 (a) Except as otherwise provided in subsections (b) and (c) of this section, this Act shall
150 become effective upon its approval by the Governor or upon its becoming law without such
151 approval.

152 (b) The provisions of Sections 2 and 5 of this Act necessary to conduct elections for the
153 members of the mayor and city council in 2026 shall become effective upon the approval of
154 this Act by the Governor or upon its becoming law without such approval. The remaining
155 provisions of Sections 2 and 5 of this Act shall become effective on January 1, 2027.

156 (c) Section 1 of this Act shall become effective on January 1, 2027.

157 **SECTION 7.**

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

159

APPENDIX A

160 User: HD21

161 Plan Name: HollySprings-cityrev-2026

162 Plan Type: Local

163 District HOLLYSPRINGS

164 County Cherokee GA

165 VTD BRADSHAW

166 Block 090808

167 2000 2011 3010

168 VTD HICKORY FLAT

169 Block 090807

170 1000 1001 1002 1003 1004 1005 1008 1009 1010 1014 1015 1016

171 1017 1019 1020 1021 2004 2005 2006 2007 2008 2009 2010 2011

172 2012 2013 2014 2015 2016 2017 3002 3004 3005 3006 3007 3008

173 3010 3012 3013 3014 3015 3019 3020 3022 3023 3024 3025 3026

174 3028 3029 3030 3031 3032 3033 3034 3035 3036

175 Block 090808

176 3002 3005

177 VTD HOLLY SPRINGS

178 Block 090703

179 1002 1005 1006 1007 1008 1009 1010 1011 1012 1016 1017 1018

180 1019 1020 1021 1022 1023 1024 2000 2001 2002 2003 2004 2006

181 2007 2008 2011 2012 2013 2015 2018 2019 2020 2021 2023 2024

182 3003 3004 3005 3006 3008 3009 3020 3023 3024 3025 3028

183 Block 090704

184 2005 2006 2013
185 VTD LIBERTY
186 Block 090707
187 2003 2004 2005 2006
188 Block 090710
189 1000 1002 1003 1004 1005 1006 1008 1009 1011 1012 1013 2000
190 2001 2003 2007
191 VTD SIXES
192 Block 090709
193 1000
194 Block 090710
195 3001 3004 3014 3015
196 VTD TOONIGH
197 Block 090703
198 2025 2026 2029 2032 2034
199 Block 090704
200 2012 2014
201 Block 090709
202 1001 1003 1019 1021 1023 1024 1025 1027 1029 1035 1036
203 Block 090806
204 2003 2004 2005 2007 2008
205 VTD UNIVETER
206 Block 090603
207 1007
208 Block 090606
209 3003 3004
210 VTD WILDCAT

211 Block 090703
212 3027 3029
213 Block 090704
214 1000 1004 1005 1006 1009 1010 1011 1013 1017 1019 2000 2002
215 2003 2017
216 Block 090807
217 1011
218 Block 090808
219 2003

220 APPENDIX B

221 User: HD21

222 Plan Name: HollySprings-dist-2026

223 Plan Type: Local

224 District 001

225 County Cherokee GA

226 VTD HOLLY SPRINGS

227 Block 090703

228 1002 1005 1006 1007 1008 1009 1010 1011 1012 1016 1017 1018

229 1019 1020 1021 1022 1023 1024 2000 2001 2002 2003 2004 2006

230 2007 2008 2020

231 Block 090704

232 2005

233 VTD LIBERTY

234 Block 090707

235 2003 2004 2005 2006

236 Block 090710

237 2000 2001 2003

238 VTD WILDCAT

239 Block 090704

240 1005 1006 1009 1010 1011 1013 1017 1019 2000 2002 2003 2017

241 District 002

242 County Cherokee GA

243 VTD BRADSHAW

244 Block 090808

245 2000 3010
 246 VTD HICKORY FLAT
 247 Block 090807
 248 1001 1002 1016 1017 1019 1021 2004 2005 2006 2012 2014 2015
 249 2016 2017 3002 3004 3005 3006 3007 3008 3010 3012 3013 3014
 250 3015 3019 3020 3022 3023 3024 3025 3026 3028 3029 3030 3031
 251 3032 3033 3034 3035 3036
 252 Block 090808
 253 3002 3005
 254 VTD UNIVETER
 255 Block 090603
 256 1007
 257 Block 090606
 258 3003 3004

 259 District 003
 260 County Cherokee GA
 261 VTD BRADSHAW
 262 Block 090808
 263 2011
 264 VTD HICKORY FLAT
 265 Block 090807
 266 1000 1003 1004 1005 1008 1009 1010 1014 1015 1020 2007 2008
 267 2009 2010 2011 2013
 268 VTD HOLLY SPRINGS
 269 Block 090703
 270 3003 3004 3005 3006 3008 3009 3020 3023 3024 3025 3028

271 VTD WILDCAT
272 Block 090703
273 3027 3029
274 Block 090704
275 1000 1004
276 Block 090807
277 1011
278 Block 090808
279 2003

280 District 004
281 County Cherokee GA
282 VTD HOLLY SPRINGS
283 Block 090703
284 2011 2012 2013 2015 2018 2019 2021 2023 2024
285 Block 090704
286 2006 2013
287 VTD LIBERTY
288 Block 090710
289 1000 1002 1003 1004 1005 1006 1008 1009 1011 1012 1013 2007
290 VTD SIXES
291 Block 090709
292 1000
293 Block 090710
294 3001 3004 3014 3015
295 VTD TOONIGH
296 Block 090703

297 2025 2026 2029 2032 2034

298 Block 090704

299 2012 2014

300 Block 090709

301 1001 1003 1019 1021 1023 1024 1025 1027 1029 1035 1036

302 Block 090806

303 2003 2004 2005 2007 2008