

House Resolution 130 (AS PASSED HOUSE AND SENATE)

By: Representatives McDonald of the 26<sup>th</sup>, Jones of the 25<sup>th</sup>, Cantrell of the 22<sup>nd</sup>, Wade of the 9<sup>th</sup>, and Gilligan of the 24<sup>th</sup>

### A RESOLUTION

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

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

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

10 WHEREAS, subsection (f) of Code Section 50-8-4 of the O.C.G.A. authorizes the Board of  
11 Community Affairs to determine and establish, from time to time, the territorial boundaries  
12 for the region of operation by each regional development center and, further, provides that  
13 any action of the board changing the boundaries of a regional development center shall not  
14 become effective until ratified by a joint resolution of the General Assembly; and

15 WHEREAS, subsection (d) of Code Section 50-8-93 requires that MAPDCs meet federal  
16 comprehensive transportation planning laws, including, but not limited to 23 U.S.C.A.  
17 Sections 101 and 134, that require certain land areas to be placed into Metropolitan Planning  
18 Organizations (MPOs), all of which are conditions precedent to the receipt of federal funding  
19 for transportation purposes; and

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

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

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

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

34 BE IT FURTHER RESOLVED that this resolution shall become effective upon its approval  
35 by the Governor or upon its becoming law without such approval.

36 BE IT FURTHER RESOLVED that the requisite redistricting of the districts represented by  
37 the 15 members at large established in subsection (c) of Code Section 50-8-84 of the  
38 O.C.G.A. as a result of this transfer be extended to a period of 90 days following the release  
39 of the 2020 United States decennial census, referenced in subsection (c) of Code  
40 Section 50-8-84 of the O.C.G.A.

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