

RESOLUTION

A RESOLUTION BY THE GOVERNING AUTHORITY OF DEKALB COUNTY TO OBJECT TO THE PROPOSED ANNEXATION OF APPROXIMATELY 462 ACRES OF PRIVATELY-OWNED LAND INTO THE CITY OF BROOKHAVEN PURSUANT TO AN APPLICATION FILED WITH THE CITY OF BROOKHAVEN

WHEREAS, the City of Brookhaven sent email notice dated June 5, 2023 to DeKalb County of its intent to consider an annexation application (“annexation application”) that would annex approximately 462 acres of privately-owned land into the City of Brookhaven, including properties located between and around North Druid Hills Road and LaVista Road, via the sixty percent (60%) method;

WHEREAS, the County Attorney and the administration’s staff have reviewed the annexation application, correspondence from the City of Brookhaven, and the applicable state law governing annexations;

WHEREAS, O.C.G.A. § 36-36-113 allows counties to object to annexation applications in certain circumstances;

WHEREAS, DeKalb County has determined that an objection to the annexation application is necessary and warranted; and

NOW, THEREFORE, BE IT RESOLVED, by the Governing Authority:

1. The County Attorney is directed to deliver DeKalb County’s Objection to the annexation application, in a substance approved by the Chief Operating Officer and in a form acceptable to the County Attorney, to the City of Brookhaven;
2. The County Attorney is further directed to pursue arbitration of this issue in the manner provided by law and to provide periodic reports to the members of the Governing Authority on the matter; and
3. The Chief Executive Officer, or his designee, is authorized to execute all necessary documents.

ADOPTED by the DeKalb County Board of Commissioners, this ____ day of _____, 2023.

ROBERT J. PATRICK
Presiding Officer
Board of Commissioners
DeKalb County, Georgia

APPROVED by the Chief Executive Officer of DeKalb County, this ____ day of _____, 2023.

MICHAEL L. THURMOND
Chief Executive Officer
DeKalb County, Georgia

ATTEST:

BARBARA H. SANDERS-NORWOOD, CCC
Clerk to the Board of Commissioners and
Chief Executive Officer
DeKalb County, Georgia

APPROVED AS TO FORM:

VIVIANE H. ERNSTES
County Attorney
DeKalb County, Georgia