

RESOLUTION

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF DEKALB COUNTY, GEORGIA, CONSENTING TO THE DEANNEXATION OF PROPERTY LOCATED AT 4640 EAST PONCE DE LEON AVENUE, TUCKER, GEORGIA 30084.

WHEREAS, O.C.G.A. § 36-36-22 specifically allows the governing bodies of the municipal corporations of this State to deannex an area or areas within existing corporate limits and said code section sets forth the process whereby property located in this State is to be deannexed from an existing municipal corporation; and

WHEREAS, O.C.G.A. § 36-36-22 requires the owners of all the land who desire deannexation to submit a written signed application containing a complete description of the property to be deannexed to the municipal corporation and further requires that the county consent to such deannexation, with such consent indicated in a resolution of the governing authority of the county in which the property is located; and

WHEREAS, O.C.G.A. § 36-36-22 requires the local municipal corporation to also approve such deannexation to the county via ordinance; and

WHEREAS, the property owner has requested deannexation of 4640 East Ponce de Leon Avenue, Tucker, Georgia 30084 (parcel ID 18 142 01 113) from the City of Clarkston; and

WHEREAS, the Board of Commissioners of DeKalb County finds that it is in the best interest of DeKalb County to consent to the deannexation of 4640 East Ponce de Leon Avenue, Tucker, Georgia 30084 (parcel ID 18 142 01 113), which is located within the City of Clarkston; and

WHEREAS, it is the intent of the Board of Commissioners of DeKalb County to consent to the deannexation of the property located at 4640 East Ponce de Leon Avenue,

Tucker, Georgia 30084 (parcel ID 18 142 01 113), as fully described in Exhibit "A," (See Exhibit "A," a copy of the legal description of 4640 East Ponce de Leon Avenue, Tucker, Georgia 30084 which is incorporated herein by reference) from the corporate limits of the City of Clarkston; and

NOW THEREFORE, BE IT RESOLVED, that DeKalb County, Georgia, consents to the deannexation of the property located at 4640 East Ponce de Leon Avenue, Tucker, Georgia 30084 (parcel ID 18 142 01 113), and upon approval of the deannexation by the City of Clarkston by ordinance, said property will cease to constitute a part of the lands within the corporate limits of the City of Clarkston.

(SIGNATURES ON FOLLOWING PAGE)

ADOPTED by the DeKalb County Board of Commissioners, this ____ day of _____, 2021.

Stephen R. Bradshaw
Presiding Officer
Board of Commissioners
DeKalb County, Georgia

APPROVED by the Chief Executive Officer of DeKalb County, this ____ day of _____, 2021.

Michael L. Thurmond
Chief Executive Officer
DeKalb County, Georgia

ATTEST:

Barbara H. Sanders-Norwood, CCC
Clerk
Board of Commissioners and
Chief Executive Officer
DeKalb County, Georgia

APPROVED AS TO FORM:

APPROVED AS TO SUBSTANCE:

Viviane H. Ernstes
County Attorney
Law Department
DeKalb County, Georgia

Stacy Grear
Director
Geographical Information Systems
DeKalb County, Georgia