

## RESOLUTION

### **A RESOLUTION BY THE BOARD OF COMMISSIONERS OF DEKALB COUNTY, GEORGIA, CONSENTING TO THE DEANNEXATION OF PROPERTY LOCATED 5287 MOUNTAIN VILLAGE COURT, STONE MOUNTAIN, GEORGIA 30083**

**WHEREAS**, O.C.G.A. Section 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. Section 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 county in which the property is located and further requires that if the county consents to such deannexation, such consent shall be indicated in a resolution of the governing authority of the county in which the property is located. If such consent is given, the property owner shall proceed to apply with the local municipal corporation for deannexation via ordinance; and

**WHEREAS**, the property located at 5287 Mountain Village Court, Stone Mountain, Georgia 30083 is contiguous to the limits of unincorporated DeKalb County, as required by State law; and the property owner will properly request deannexation from the City of Stone Mountain once this resolution is approved; 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 the property located at 5287 Mountain Village Court, Stone Mountain, Georgia 30083, which is currently located within the City of Stone Mountain; and

**WHEREAS,** it is the intent of the Board of Commissioners of DeKalb County that all of the property at 5287 Mountain Village Court, Stone Mountain, Georgia 30083, as fully described in Exhibit "A," become a part of unincorporated DeKalb County upon deannexation via ordinance by the City of Stone Mountain (See Exhibit "A," a copy of the legal description of 5287 Mountain Village Court, Stone Mountain, Georgia 30083 which is incorporated herein by reference); and

**NOW THEREFORE, BE IT RESOLVED,** that DeKalb County, Georgia, consents to the deannexation of the property located at 5287 Mountain Village Court, Stone Mountain, Georgia 30083, and if approved by ordinance from the City of Stone Mountain, the property described in Exhibit "A" upon passage of the ordinance by the City of Stone Mountain, would lie entirely within unincorporated DeKalb County.

**(SIGNATURES ON FOLLOWING PAGE)**

**ADOPTED** by the DeKalb County Board of Commissioners, this \_\_\_\_\_ day  
of \_\_\_\_\_, 2020

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

**APPROVED** by the Chief Executive Officer of DeKalb County, this \_\_\_\_\_ day  
of \_\_\_\_\_, 2020

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**Michael L. Thurmond**  
Chief Executive Officer  
DeKalb County, Georgia

**ATTEST:**

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

**APPROVED AS TO FORM:**

**APPROVED AS TO SUBSTANCE:**

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

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**Stacy Grear**  
Director  
Geographical Information Systems  
DeKalb County, Georgia