



## Legislation Details (With Text)

**File #:** 2023-1621    **Version:** 1    **Name:**

**Type:** Resolution    **Status:** Action

**File created:** 12/19/2023    **In control:** Board of Commissioners

**On agenda:** 2/27/2024    **Final action:**

**Title:** Commission District(s): 4 & 6  
To consider consenting to the deannexation of property located at 1086 Nielsen Drive, Clarkston, GA, 30021.

**Indexes:**

**Attachments:** 1. Substitute 2024 01.23 Item 2023-1621, 2. 1086 Nielsen Drive Clarkston GA 30021 De-Annexation, 3. 1086 Nielsen Drive\_De-Annex\_Map, 4. 1086 Nielsen Drive\_Deannexation Resolution, 5. 1086 Nielsen Drive\_Deed\_Exhibit A

Date	Ver.	Action By	Action	Result
2/27/2024	1	Board of Commissioners	approved	Pass
1/23/2024	1	PECS-Planning, Economic Development & Community Services Committee	recommended for approval.	Pass
1/23/2024	1	Board of Commissioners	deferred	Pass
1/16/2024	1	Committee of the Whole	Accepted to the BOC agenda and assigned	

**Public Hearing:** YES  NO     **Department:** GIS Department

**SUBJECT:**

**Commission District(s):** 4 & 6

To consider consenting to the deannexation of property located at 1086 Nielsen Drive, Clarkston, GA, 30021.

**Information Contact:** Stacy Grear, Director, GIS Department

**Phone Number:** (404) 371-3619

**PURPOSE:**

To consider adopting the attached resolution consenting to the deannexation from the City of Clarkston property located at 1086 Nielsen Drive.

To consider authorizing all of the property become a part of unincorporated DeKalb County upon approval of the deannexation ordinance by the City of Clarkston; and

Authorize the Chief Executive Officer to execute all necessary documents.

**NEED/IMPACT:**

The owner of 1086 Nielsen Drive desires that the property be deannexed from Clarkston into unincorporated DeKalb County. O.C.G.A. Section 36-36-22 requires owners of land who desire deannexation to submit a written signed application containing a complete description of the property to the city where the property lies and further requires that the county consent to such deannexation. Consent shall be indicated in a resolution. If the attached resolution consenting to the deannexation is adopted, the owners will then apply with the City of Clarkston for deannexation via ordinance.

The County Attorney's Office has reviewed the attached resolution and approved it as-to-form.

**FISCAL IMPACT:**

There is no fiscal impact.

**RECOMMENDATION:**

To approve the resolution and authorize the Chief Executive Officer or his designee to execute all necessary documents.