

**STATE OF GEORGIA
CITY OF DUNWOODY**

**ORDINANCE 2011-05-XX
ORDINANCE 2011-06-XX**

**AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF DUNWOODY, GEORGIA
FOR THE PURPOSE OF REAPPORTIONMENT OF THE ELECTORAL DISTRICTS OF THE
CITY PURSUANT TO THE 2010 CENSUS**

- WHEREAS,** the Charter of the City of Dunwoody provides, Section 2.01 and in Appendix B, that there shall be three electoral Council Districts in the City of Dunwoody, and provides legal descriptions of same; and
- WHEREAS,** a Census was conducted in 2010 per requirements of Federal Law, that measured the population of the City, and the results show an increase in population in certain parts of the City; and
- WHEREAS,** O.C.G.A. §36-35-4.1 authorizes that, following each Census, a municipality shall reapportion its election districts by Ordinance pursuant to Home Rule prior to the next General Election subsequent to the publication of the Census, so as to comply with the one-person one-vote requirements of the United States Constitution; and
- WHEREAS,** the Mayor and City Council have determined that such reapportionment is necessary due to the addition and shift of the population of the City since the Census of 2000 and thus have determined that the below Charter Amendment reapportioning said districts is necessary prior to the 2011 General Election; and
- WHEREAS,** Article IX, Section II, Paragraph II of the Constitution of the State of Georgia, entitled Home Rule for Municipalities, allows the General Assembly of the State of Georgia to provide by law for the self-government of municipalities, which the General Assembly has done with The Municipal Home Rule Act of 1965, O.C.G.A. §36-35-1 et seq.; and
- WHEREAS,** O.C.G.A. §36-35-3 allows municipal charters to be amended by ordinances duly adopted at two regular consecutive meetings of the municipal governing authority, not less than seven nor more than 60 days apart; and
- WHEREAS,** pursuant to O.C.G.A. §36-35-3, the required notice has been published in the DeKalb Champion once a week for three weeks prior to its final adoption, and a copy of the proposed amendment has been on file in the Office of the Clerk of the City of Dunwoody and in the Office of the Clerk of the Superior Court of DeKalb County, Georgia, all as required by law; and
- WHEREAS,** the required notice will have been published within the statutory period of 60 days immediately preceding the final adoption of this Ordinance amending the Charter; and

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WHEREAS, the title of these Ordinances shall have been read and the Ordinance duly adopted at two consecutive City Council meetings not less than 7 nor more than 60 days apart as required by Georgia law.

NOW THEREFORE, in accordance with O.C.G.A. §36-35-3, the Mayor and City Council of the City of Dunwoody, Georgia, pursuant to their authority, do hereby adopt this Ordinance so that the Charter of the City of Dunwoody is hereby amended as follows:

Section 1. That the Charter of the City of Dunwoody, Georgia shall be amended in accordance with the above so that upon proper passage, Appendix B – Part 1, “Legal Description Council District 1 Limits City of Dunwoody, DeKalb County, Georgia” shall be revised in its entirety to read as follows:

APPENDIX B – PART 1
LEGAL DESCRIPTION
COUNCIL DISTRICT 1 LIMITS
CITY OF DUNWOODY, DEKALB COUNTY, GEORGIA

Within the City limits of Dunwoody, all those 2010 U.S. Census Block Groups and Census Blocks (all listed ranges are inclusive) within Tract 212.13 consisting of Block Groups 1 and 2; within Tract 212.14 consisting of Blocks 1000-1002, 1005-1010, 3001-3017 and 3019; within Tract 212.15 consisting of Block Group 1; within Tract 212.16 consisting of Blocks 1001, 1011, 2000-2006, 2008-2012, and 3006-3012; and within Tract 212.02 consisting of Blocks 2001-2003 and 2024 and Block Group 3.

Section 2. That the Charter of the City of Dunwoody, Georgia shall be amended in accordance with the above so that upon proper passage, Appendix B – Part 2, “Legal Description Council District 2 Limits City of Dunwoody, DeKalb County, Georgia” shall be revised in its entirety to read as follows:

APPENDIX B – PART 2
LEGAL DESCRIPTION
COUNCIL DISTRICT 2 LIMITS
CITY OF DUNWOODY, DEKALB COUNTY, GEORGIA

Within the City limits of Dunwoody, all those 2010 U.S. Census Blocks Groups and Census Blocks (all listed ranges are inclusive) within Tract 212.10 consisting of Block Groups 1 and 3; within Tract 212.14 consisting of Blocks 1003 and 1004, Block Group 2 and Blocks 3000 and 3018; within Tract 212.15 consisting of Block Group 2; within Tract 212.16 consisting of Blocks 1000, 1002-1010, 2007, 3000-3005, and 3013; within Tract 212.18 consisting of Block Groups 1, 2 and Blocks 3007-3009 of Block Group 3; and within Tract 212.02 consisting of Blocks 1001-1003, 1005, 2000, 2005 and 2011.

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Section 3. That the Charter of the City of Dunwoody, Georgia shall be amended in accordance with the above so that upon proper passage, Appendix B – Part 3, “Legal Description Council District 3 Limits City of Dunwoody, DeKalb County, Georgia” shall be revised in its entirety to read as follows:

APPENDIX B – PART 3
LEGAL DESCRIPTION
COUNCIL DISTRICT 3 LIMITS
CITY OF DUNWOODY, DEKALB COUNTY, GEORGIA

Within the City limits of Dunwoody, all those 2010 U.S. Census Block Groups and Census Blocks (all listed ranges are inclusive) within Tract 212.10 consisting of Block Group 2; Tract 212.11 consisting of Block Groups 1-3; within Tract 212.17 consisting of Block Group 1; within Tract 212.18 consisting of Blocks 3000-3006 and 3010-3013; within Tract 213.05 consisting of Block Groups 1 and 2; within Tract 213.06; within Tract 212.02 consisting of Block 1000, 1006 and 1007; and within Tract 213.01.

ORDINANCE 2011-05-XX IS SO ORDAINED AND EFFECTIVE this 23rd day of May, 2011.

Approved:

Ken Wright, Mayor

Attest:

Sharon Lowery, City Clerk
(Seal)

Approved as to Form:

Brian Anderson, City Attorney

ORDINANCE 2011-06-XX IS SO ORDAINED AND EFFECTIVE this 13th day of June, 2011.

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Approved:

Ken Wright, Mayor

Attest:

Sharon Lowery, City Clerk
(Seal)

Approved as to Form:

Brian Anderson, City Attorney