

STATE OF GEORGIA)

COUNTY OF CHATHAM)

AN ORDINANCE TO AMEND SECTION 1.1 (A) OF THE CODE OF ORDINANCES FOR THE CITY OF POOLER; TO ANNEX PROPERTY INTO THE CITY OF POOLER, GEORGIA, PURSUANT TO CHAPTER 36 OF TITLE 36 OF THE OFFICIAL CODE OF GEORGIA ANNOTATED; TO PROVIDE FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, The sole owner of a tract of land, G.M. Ortega, applied to the City of Pooler for annexation pursuant to O.C.G.A. § 36-36-21, of a tract containing 4.14 acres, as more fully described in the legal description attached hereto as Exhibit "A" (the "Ortega Tract");

WHEREAS, the City of Pooler received said application and now intends to accept the same, as it meets all requirements for annexation by ordinance as set forth in O.C.G.A. § 36-36-1 et seq.;

WHEREAS, it appearing the Ortega Tract will be de-annexed from the corporate limits of the City of Bloomingdale, and such de-annexation will be accomplished in adherence with all applicable laws and regulations pursuant to State and Local Law; and

WHEREAS, the City of Pooler desires to annex the Ortega Tract into the corporate limits of the City, and such annexation will benefit the City of Pooler.

NOW THEREFORE, BE IT ORDAINED AND ESTABLISHED THE MAYOR AND COUNCILMEMBERS OF THE CITY OF POOLER, GEORGIA, hereby accept the application for annexation of the Ortega Tract, and further ordain the following:

Section 1. The area contiguous to the City of Pooler as described in Exhibit A, which is attached to and incorporated as part of this ordinance, is hereby annexed into the City of Pooler and is made part of said city.

Section 2. The City Clerk of the City of Pooler is instructed to send a report that includes certified copies of this ordinance, the name of the county in which the property being annexed is located and a letter from the city stating the intent to add the annexed area to Census maps during the next survey and stating that the survey map will be completed and returned to the Census Bureau, Department of Community Affairs, and to the Governing authority of Chatham County, within thirty (30) days after the effective date of the annexation as set forth below in Section 3.

Section 3. For ad valorem tax purposes, this ordinance shall become effective on the 31st day of December, 2012. For all other purposes, this ordinance shall become effective on the first day of the month following the month during which all the requirements of Chapter 36 of Title 36 of the Official Code of Georgia Annotated have been met; it being the intention of the City of Pooler

the effective date of the Ortega Tract annexation shall be the same date as de-annexation of the Ortega Tract by the City of Bloomingdale, Georgia.

Section 4. The City Attorney is authorized and directed to submit this ordinance to the Justice Department to the extent required for approval by Section 5 of the Voting Rights Act of 1965. The Ortega Tract annexation shall be of no effect whatsoever unless and until said annexation is granted pre-clearance in accordance with 42 U.S.C. 1973 by the United States Department of Justice.

Section 5. In the event de-annexation of the Ortega Tract by the City of Bloomingdale, Georgia, is not effected as provided by law, this ordinance shall be of no force and effect.

Section 6. All ordinances and parts of ordinances in conflict with this ordinance are repealed.

Section 7. This ordinance shall be effective upon its approval by the Mayor and Councilmembers of the City of Pooler.

ADOPTED this 17 day of January, 2012.

Michael F. Lamb
Mayor

Attest:

Marbet Anderson
CLERK OF COUNCIL