

House Bill 898

By: Representatives Wilensky of the 79th, Stephens of the 164th, Harrell of the 106th,
Holcomb of the 81st, Efstoration of the 104th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 36-66-5 of the Official Code of Georgia Annotated, relating to
2 adoption of hearing policies and procedures and standards for exercise of zoning power, so
3 as to allow counties and municipalities to consider the effect of a proposed zoning action on
4 local school systems and the potential overcrowding of schools within such local school
5 systems; to provide for related matters; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 36-66-5 of the Official Code of Georgia Annotated, relating to adoption of
9 hearing policies and procedures and standards for exercise of zoning power, is amended by
10 revising subsection (b) as follows:

11 "(b) In addition to policies and procedures required by subsection (a) of this Code section,
12 each local government shall adopt standards governing the exercise of the zoning power,
13 and such standards may include any factors which the local government finds relevant in
14 balancing the interest in promoting the public health, safety, morality, or general welfare
15 against the right to the unrestricted use of property. Such standards may include the
16 consideration of the effect of the proposed zoning decision on local school systems and the
17 potential overcrowding of schools within such local school systems. Such standards shall
18 be printed and copies thereof shall be available for distribution to the general public."

19 **SECTION 2.**

20 All laws and parts of laws in conflict with this Act are repealed.