

1 **STATE OF GEORGIA**  
2 **COUNTY OF FULTON**  
3 **CITY OF SOUTH FULTON**

**RES2019-23**

4  
5 **A RESOLUTION CONSENTING TO EXPANSION OF THE AIRPORT WEST**  
6 **COMMUNITY IMPROVEMENT DISTRICT AND FOR OTHER LAWFUL PURPOSES**  
7

8 **WHEREAS**, the City of South Fulton (the "City") is a municipal corporation duly  
9 organized and existing under the laws of the State of Georgia;

10  
11 **WHEREAS**, the duly elected governing authority of the City is the Mayor and City  
12 Council (the "City Council");

13  
14 **WHEREAS**, by Act of the Legislature, 1987 Ga. L. 5460, as amended, the  
15 Georgia Legislature enacted the Fulton County Community Improvement Districts Act;

16 **WHEREAS**, pursuant to said Act, the Airport West Community Improvement  
17 District (hereinafter "CID") was created by Resolution of the Fulton County Commission,  
18 the City of Atlanta, the City of College Park, and the City of East Point in 2014;

19 **WHEREAS**, a majority of the owners of real property within a proposed  
20 expansion area, as attached hereto, which will be subject to taxes, fees, and  
21 assessments levied by the District Board, have consented in writing to their inclusion  
22 into the CID;

23 **WHEREAS**, the owners of real property within the proposed expansion area of  
24 the CID which constitutes at least 75% by value of all real property within said  
25 expansion area which will be subject to taxes, fees and assessments levied by the  
26 District Board, according to the most recent approved Fulton County ad valorem tax  
27 digest, have consented in writing to their inclusion into the CID;

28 **WHEREAS**, the City Council has determined that the expansion of the CID would  
29 promote the provision of governmental services and facilities within said District; and

30 **WHEREAS**, the City Council has determined that this Resolution, and the  
31 expansion of the CID, is in the best interests of the health and general welfare of the  
32 City, its residents and general public.

33  
34 **NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL** as  
35 follows:

36 **Section 1.** The City Council hereby declares that the City of South Fulton consents  
37 to the expansion of the boundaries of the Airport West Community Improvement District  
38 as attached hereto.

39 \*\*\*\*\*  
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42 **Section 2.** It is hereby declared to be the intention of the City Council that: (a) All  
43 sections, paragraphs, sentences, clauses and phrases of this Resolution are or were,  
44 upon their enactment, believed by the City Council to be fully valid, enforceable and  
45 constitutional.

46 (b) To the greatest extent allowed by law, each and every section, paragraph, sentence,  
47 clause or phrase of this Resolution is severable from every other section, paragraph,  
48 sentence, clause or phrase of this Resolution. No section, paragraph, sentence, clause  
49 or phrase of this Resolution is mutually dependent upon any other section, paragraph,  
50 sentence, clause or phrase of this Resolution.

51 (c) In the event that any phrase, clause, sentence, paragraph or section of this  
52 Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or  
53 otherwise unenforceable by the valid judgment or decree of any court of competent  
54 jurisdiction, it is the express intent of the City Council that such invalidity,  
55 unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not  
56 render invalid, unconstitutional or otherwise unenforceable any of the remaining  
57 phrases, clauses, sentences, paragraphs or sections of the Resolution.

58 **Section 3.** All Resolutions and parts of Resolutions in conflict herewith are hereby  
59 expressly repealed.


60 **Section 4.** The effective date of this Resolution shall be the date of adoption unless  
61 provided otherwise by the City Charter or state and/or federal law.

62 THIS RESOLUTION adopted this 14<sup>th</sup> day of May 2019. **CITY OF SOUTH**  
63 **FULTON, GEORGIA.**

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67 WILLIAM "BILL" EDWARDS, MAYOR

68  
69 ATTEST:

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71  
72 S. DIANE WHITE, CITY CLERK

73  
74 APPROVED AS TO FORM:  
75   
76  
77 EMILIA C. WALKER, CITY ATTORNEY  
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# Airport West CID 2019 Expansion Map

