

A Resolution
Making Designations Required by OCGA § 36-66-5.1(c)

WHEREAS, OCGA § 36-66-5.1(c) was enacted effective July 1, 2022, to provide:

To ensure that the citizens of this state are not unnecessarily burdened by the review process as mechanism of appeal, local governments shall designate by ordinance or resolution:

(1) The officer of the quasi-judicial board or agency who shall have authority, without additional board or agency action, to approve or issue any form or certificate necessary to perfect the petition described in Title 5 [of the Official Code of Georgia Annotated] for review of lower judiciary bodies and upon whom service of such petition may be effected or accepted on behalf of the lower judicatory board or agency, during normal business hours, at the regular offices of the local government; and

(2) The elected official or his or designee who shall have authority to accept service and upon whom service of an appeal of a quasi-judicial decision may be effected or accepted on behalf of the local governing authority, during normal business hours, at the regular offices of the local government.

NOW THEREFORE, for the purpose of making the designations required by OCGA § 36-66-5.1(c), the Board of Commissioners of Lowndes County does hereby resolve as follows.

1. The officer of each quasi-judicial board or agency who shall have authority, without additional board or agency action, to approve or issue any form or certificate necessary to perfect the petition described in Title 5 of the Official Code of Georgia Annotated for review of lower judiciary bodies and upon whom service of such petition may be effected or accepted on behalf of the lower judicatory board or agency, during normal business hours, at the regular offices of the local government, shall be the chairman of such quasi-judicial board or agency.

2. The elected official or his or her designee who shall have authority to accept service and upon whom service of an appeal of a quasi-judicial decision may be effected or accepted on behalf of the Board of Commissioners, during normal business hours, at the regular offices of the local government, shall be the chairman of the Board of Commissioners.

3. Any Ordinance or Resolution of the Board of Commissioners, or any portion thereof, in conflict with this Resolution is hereby repealed.

4. This Resolution shall take effect immediately.