



TO: Mayor and Council of Dalton

FROM: Jason Parker

DATE: May 18, 2020


SUBJECT: Request for Deannexation of Property at 1525 Cleveland Highway

Please accept this memorandum as a recommendation to deny the request for deannexation of Mr. Dong Lee, representing GA-UNIT GROUP, LLC for the property located at 1525 Cleveland Highway, dated February 11, 2020 (parcel 142-12-01-003). Analysis of the request indicates the deannexation would create several issues of concern for the City of Dalton.

This parcel was originally annexed into the City of Dalton in July, 1997, by a previous owner, for the purpose of receiving city utilities and services to the commercial location. The deannexation of property is governed by O.C.G.A. §36-36-22, and it provides Mayor and Council with the complete discretion when considering such requests. At the time the applicant purchased the property, it should have been fully aware of both jurisdiction and zoning. The applicant takes the position that allowing deannexation would correct what it sees as a disparity in zoning. This is not the case since the zoning would remain the same if the parcel is deannexed.

If deannexation is allowed, the City would still be required to provide fire services pursuant to the Intergovernmental Agreement covering Fire Mutual Aid. In short, the property would continue to receive many utilities and services but the City would not receive the tax revenues and fees it uses to cover these costs.

It is my recommendation that the City should be, *in general*, opposed to deannexation as any future changes in millage rate, or other circumstances, could inspire more such requests.

  
Jason Parker  
Dalton City Administrator