

**STATE OF GEORGIA
COUNTY OF CHEROKEE**

RESOLUTION NO. 2006 – R - 023

WHEREAS, the Cherokee County Board of Commissioners recognizes that undue regulatory restrictions on the use of property may constitute “inverse condemnation”; and

WHEREAS, current laws and court oversight sufficiently limit local governments’ ability to impose such undue regulatory restrictions through zoning and environmental regulations; and

WHEREAS, a new requirement for local governments to compensate landowners for any reduced value or expectation of profit as a result of zoning or environmental regulations could make it impossible for governments to impose and enforce such actions; and

WHEREAS, lack of zoning and environmental regulations would adversely affect the quality of life in the area;

NOW, THEREFORE, BE IT RESOLVED by the Cherokee County Board of Commissioners and it is hereby enacted pursuant to the authority of the same that the Cherokee County Board of Commissioners oppose Senate Resolution 1040 in its present form and respectfully request that, by copy of this resolution, the local legislative delegation also oppose the passage of Senate Resolution 1040.

So resolved this 7th day of March, 2006 by unanimous consent.

Cherokee County Board of Commissioners

J. Michael Byrd, Chairman

Attest:

Sheila R. Corbin, County Clerk
(SEAL)