BEFORE THE PUBLIC SAFETY COMMISSION
STATE OF GEORGIA

IN RE:	*	
Application of AGLC for Amended	*	**Docket No. 30707**
Certificate of Public Convenience and	*	
Necessity for Hall County	*	
	*	
IN RE:	*	**Docket No. 29331**
Hall Countywide Safety Plan	*	

CITY OF BUFORD'S SUPPLEMENTAL OBJECTION TO PROPOSED PROCEDURAL AND SCHEDULING ORDER CONCERNING ISSUES RELATING TO OF BUFORD'S OPERATIONS WITHIN HALL COUNTY

NOW COMES, The City of Buford (hereinafter "City" or "Buford") and files its Supplemental Objection to the Proposed Procedural and Scheduling Order ("PSO") and respectfully shows as follows[1]:

A. **Buford Does Not Need a Certificate for Hall County**.

AGL has asserted that Buford lacks a certificate to serve in its home county of Hall notwithstanding that Buford has thousands of customers and its corporate limits have stretched into Hall County since the 1960s. Moreover, a countywide safety plan was negotiated and adopted several years ago incorporating and recognizing Buford's territory within Hall. Consequently, certain references to Buford's Certificate for Hall County in the proposed PSO are inaccurately framed.

It is crucial to clarify that Buford does not require a Certificate for Hall County, as Hall is recognized as its "home county" under O.C.G.A. § 46-4-33 and acknowledged by the Commission.

[1] Buford has previously objected to the issuance of the proposed PSO as same is not necessary in light of the existing CWSP. However, if the PSO is issued, certain issues should be struck.

B. The Commission and Staff Agree that Buford Does Not Need a Certificate

In Docket # 1951-U, entered November 7, 1990, the Commission stated:

> The City of Buford has expanded its city limits so that it now extends into Hall County. **Consequently, the city does not need a certificate in Hall County.** (emphasis added).

See EX "A" attached hereto and incorporated by reference.

As stated previously, Buford's city limits have extended into Hall County since the 1960s. However, as recently as 2017, this same issue arose during an amendment to Newton County's CWSP relative to Social Circle's annexation into Newton County. At that time, Staff Attorney Kelli Leaf conferred with Director Tom Bond on this issue and their determination was that there is no time limitation on the establishment of Home County status by annexation. In other words, any time that a municipality initially annexes property in another county, that county becomes one of the municipality's Home Counties. Buford has been in Hall County well over fifty (50) years.

WHEREFORE, Buford urges that, if a PSO is issued, any issues regarding Buford's status in Hall County as its home county or the necessity for a certificate be removed from consideration.

This 12th day of December 2023.

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CERTIFICATE OF SERVICE

This is to certify that I have this day served the foregoing City of Buford's Supplemental Objection to Proposed Procedural and Scheduling Order by electronic mail to the parties listed below:

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This 12th day of December 2023.

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