

ORDINANCE 2016-19

AN ORDINANCE BY THE GOVERNING AUTHORITY FOR THE CITY OF STONE MOUNTAIN, GEORGIA TO AMEND APPENDIX A, ZONING, ARTICLE V: DISTRICT REGULATIONS, SECTION 5-5 VILLAGE CENTER MIXED-USE (VCM) DISTRICT TO INCLUDE CHURCH USE BY CONDITION AND SECTION 5-7 GENERAL COMMERCIAL (GC) DISTRICT TO INCLUDE CHURCH USE BY RIGHT; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE, TO REPEAL ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND FOR OTHER PURPOSES.

PART I

The Council of the City of Stone Mountain hereby ordains that Section 5-5.2. Village center mixed-use (VCM) district, Permitted uses by right, of ARTICLE V. DISTRICT REGULATIONS of *The Code of the City of Stone Mountain, Georgia* be amended as follows:

1. Delete Section 5-5.2A-24

“Business or vocational school.”

2. Delete Section 5-5.2A-25

“Private or parochial elementary, middle or high school, or college.”

3. Delete Section 5-5.2A-25(a)

“Day nurseries and kindergarten may be established as an accessory use to private or parochial schools subject to the requirements listed in 5-5.3A-9.”

in their entirety, and

that 5-5.3. Village center mixed-use (VCM) district, Permitted by condition (special uses), of ARTICLE V. DISTRICT REGULATIONS of *The Code of the City of Stone Mountain, Georgia* be amended as follows:

4. Add new Section 5-5.3A-10

“Business or vocational school.”

5. Add new Section 5-5.3A-11

“Private or parochial elementary, middle or high school, or college.”

6. Add new Section 5-5.3A-11(a)

“Day nurseries and kindergarten may be established as an accessory use to private or parochial schools subject to the requirements listed in 5-5.3A-9.”

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7. Add new Section 5-5.3A-12

“Churches.”

and

that 5-7.2. General Commercial (GC) district, Permitted uses by right, of ARTICLE V. DISTRICT REGULATIONS of *The Code of the City of Stone Mountain, Georgia* be amended as follows:

8. Add Section 5-7.2A-29

“Churches.”

PART II

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

PART III

If any section, clause, sentence or phrase of this ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this ordinance.

PART IV

This ordinance shall become effective on _____.

This ordinance was proposed by Council Member _____ with a motion to adopt. Thereafter, the motion was seconded by Council Member _____. _____ Council Members voted in favor of the motion and _____ Council Members voted against the motion.

Mayor Patricia Wheeler

Kate Settle, City Clerk

Approved as to form: _____
City Attorney Joe Fowler

First read: _____

Second read: _____