

## ORDINANCE 2017-05

AN ORDINANCE BY THE GOVERNING AUTHORITY FOR THE CITY OF STONE MOUNTAIN, GEORGIA TO AMEND APPENDIX A - ZONING, ARTICLE VI: SUPPLEMENTAL REGULATIONS, SECTION 6-9 – HOME OCCUPATIONS; 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 APPENDIX A – ZONING, ARTICLE VI: SUPPLEMENTAL REGULATIONS, Section 6-9 – Home Occupations of *The Code of the City of Stone Mountain, Georgia* be amended as follows:

1. Delete Section 6-9(A)1. in its entirety and

2. Add new Section 6-9(A)1.

“Only residents of the dwelling may be engaged in the home occupations except that guests of a bed and breakfast home facility and guests of a vacation home facility shall adhere to Section 6-9(A)8 of this code section.”

3. Delete Section 6-9(A)4 in its entirety and

4. Add new Section 6-9(A)4

“Use of the building for the purpose of a home occupation shall not exceed 25 percent of one floor of the principal building, with the exception of bed and breakfast home facilities that shall not exceed the maximum allowance of three (3) lodging rooms, and vacation home facilities that shall not exceed the maximum allowance of four (4) lodging rooms.

5. Add new Section 6-9(A)13

“Home occupations shall pay a surcharge in addition to the fee regularly assessed sanitation fee for class 1 sanitation service. The surcharge shall be paid prior to the issuance of an occupation tax certificate. For new home occupations, the surcharge shall be prorated for the number of months remaining in the calendar year.”

6. Add new Section 6-9(B)

“Whenever in this code section any act is prohibited or is made or declared to be unlawful or an offence, or wherever in this code section the doing of any act is required or the failure to do any act is declared to be unlawful, the violation of such provision may be punishable by revocation of home occupation license, and or will be punishable in accordance with Section 1-11 of the City Code.

Ordinance 2017-05

PART II

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

PART III

This ordinance shall become effective on the 1<sup>st</sup> day of August, 2017

This ordinance was proposed by Council Member Chakira Johnson with a motion to adopt. Thereafter, the motion was seconded by Council Member Susan Coletti. 5 Council Members voted in favor of the motion and 0 Council Members voted against the motion.

Patricia Wheeler  
Mayor Patricia Wheeler

Rhonda A Blackmon  
Rhonda Blackmon, City Clerk

Approved as to form: [Signature]  
City Attorney Joe Fowler

First read: May 15, 2017

Second read: August 1, 2017