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All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.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