

**AN ORDINANCE OF THE CITY OF STONECREST, GEORGIA,**  
**AMENDING CHAPTER 27, ARTICLE IX- DEFINITIONS**  
**TO DEFINE SHORT TERM VACATION RENTAL**

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5 **WHEREAS,** the City of Stonecrest is authorized to exercise the power of zoning Ga. Const.  
6 Art. IX, Section II, ¶ IV, Ga. Const. Art. IX, Section II, ¶¶ I and III, Official Code  
7 of Georgia Annotated (O.C.G.A.) § 36-66-1 et seq., the City's Charter, the City's  
8 general police powers, and by other powers and authority provided by federal,  
9 state and local laws applicable hereto; and

10 **WHEREAS,** the City of Stonecrest continues to exercise its zoning powers to provide  
11 comprehensive city planning and ensure a safe, healthy, and aesthetically pleasing  
12 community; and

13 **WHEREAS,** defining certain terms used by the city throughout the Code of Ordinances, and  
14 specifically in Chapter 27 – Zoning, provides the citizens of the City of  
15 Stonecrest, Georgia the tools necessary for understanding and implementing the  
16 Code of Ordinances; and

17 **WHEREAS,** as the City experiences growth gains knowledge through the exercise of these  
18 powers, it may become necessary to amend the definitions enumerated in the  
19 Zoning Ordinance; and

20 **WHEREAS,** this Ordinance seeks to define the term “Short Term Vacation Rental.”.

21 **THEREFORE,** the Mayor and City Council of the City of Stonecrest, Georgia, hereby ordain as  
22 follows:

23 **Section 1:** The Code of the City of Stonecrest, Georgia, is hereby amended by adding a  
24 **definition to section 9.1.3 – Defined terms, which reads as follows:**

25 *Short-term vacation rental* means any dwelling unit, single-family dwelling, multi-family  
26 dwelling unit, two-family dwelling, three-family dwelling, duplex, triplex, urban single-family  
27 dwelling, condominium, townhouse, cottage development, dwelling unit, and structure used for  
28 residential dwelling that permits any portion of the premises or dwelling unit to be used for  
29 individually or collectively owned single family dwelling or any unit or group of units in a  
30 econdominium, cooperative, or timeshare, or owner occupied single family dwelling, that for the  
31 accommodation of transient guests, for a fee, for less than 30 consecutive days. This is also  
32 identified as "STVR".

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34 **Section 2:**

- 35 1. It is hereby declared to be the intention of the Mayor and City Council that all sections,  
36 paragraphs, sentences, clauses and phrases of this Ordinance are and were, upon their

37 enactment, believed by the Mayor and City Council to be fully valid, enforceable and  
38 constitutional.

39  
40 2. It is hereby declared to be the intention of the Mayor and City Council that, to the  
41 greatest extent allowed by law, each and every section, paragraph, sentence, clause or  
42 phrase of this Ordinance is severable from every other section, paragraph, sentence,  
43 clause or phrase of this Ordinance. It is hereby further declared to be the intention of the  
44 Mayor and City Council that, to the greatest extent allowed by law, no section, paragraph,  
45 sentence, clause or phrase of this Ordinance is mutually dependent upon any other  
46 section, paragraph, sentence, clause or phrase of this Ordinance.

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48 3. In the event that any phrase, clause, sentence, paragraph or section of this Ordinance  
49 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise  
50 unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is  
51 the express intent of the Mayor and City Council that such invalidity, unconstitutionality,  
52 or unenforceability shall, to the greatest extent allowed by law, not render invalid,  
53 unconstitutional or otherwise unenforceable any of the remaining phrases, clauses,  
54 sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed  
55 by law, all remaining phrases, clauses, sentences, paragraphs and sections of the  
56 Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

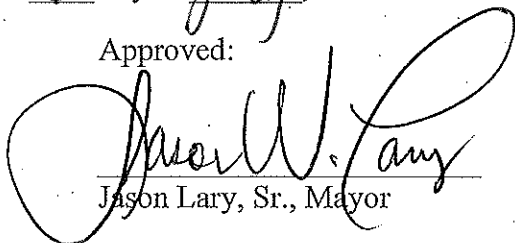
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58 4. All ordinances or resolutions and parts of ordinances or resolutions in conflict herewith  
59 are hereby expressly repealed.

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61 5. The within ordinance shall become effective upon its adoption.

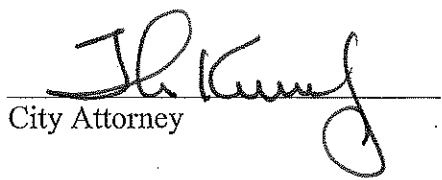
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63 6. [The provisions of this Ordinance shall become and be made part of The Code of the City  
64 of Stonecrest, Georgia, and the sections of this Ordinance may be renumbered to  
65 accomplish such intention.]

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67 **SO ORDAINED AND EFFECTIVE** this the 16 day of July, 2018.

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69 Approved:

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71 Jason Lary, Sr., Mayor

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73 As to form:

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76 City Attorney

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STATE OF GEORGIA  
COUNTY OF DEKALB  
CITY OF STONECREST

ORDINANCE 2018- 07-04

79 Attest:

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Arenda B. James  
, City Clerk