

1 **AN ORDINANCE OF THE CITY OF STONECREST, GEORGIA, REGARDING SLUP**  
2 **18-0001**

3 **WHEREAS**, the City of Stonecrest has advertised and held public hearings in front of the  
4 Planning Commission and in front of the Mayor and City Council regarding SLUP 18-0001, the  
5 request for a special land use permit to operate a child care institution at 5951 Fairington Farms  
6 Lane, Stonecrest, Georgia;

7  
8 **WHEREAS**, the City of Stonecrest has been vested with substantial powers, rights, and  
9 functions to generally regulate the use of real property for the purposes of maintaining health,  
10 morals, safety, security, peace, and the general welfare of the City; and

11  
12 **WHEREAS**, the health, safety, welfare, aesthetics and morals of the citizens of the City of  
13 Stonecrest, Georgia shall be improved and protected by adoption and implementation of this  
14 Ordinance.  
15

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

18 **Section 1:**

19 **SLUP 18-0001**, request for a special land use permit to operate a child care institution at 5951  
20 Fairington Farms Lane, Stonecrest, Georgia, Georgia is **DENIED** for the failure to make satisfactory  
21 provisions or arrangements regarding all of the factors in Sec. 7.4.6 of Article 7 of Chapter 27 of  
22 the City of Stonecrest Code of Ordinances.

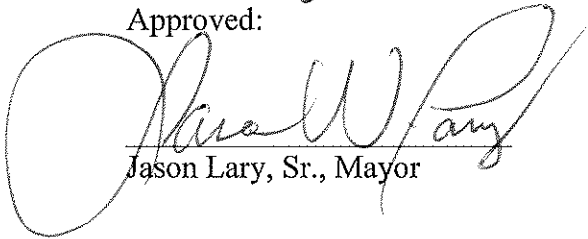
23  
24 **Section 2:**

- 25 1. It is hereby declared to be the intention of the Mayor and City Council that all sections,  
26 paragraphs, sentences, clauses and phrases of this Ordinance are and were, upon their  
27 enactment, believed by the Mayor and City Council to be fully valid, enforceable and  
28 constitutional.
  
- 29  
30 2. It is hereby declared to be the intention of the Mayor and City Council that, to the  
31 greatest extent allowed by law, each and every section, paragraph, sentence, clause or  
32 phrase of this Ordinance is severable from every other section, paragraph, sentence,  
33 clause or phrase of this Ordinance. It is hereby further declared to be the intention of the  
34 Mayor and City Council that, to the greatest extent allowed by law, no section, paragraph,  
35 sentence, clause or phrase of this Ordinance is mutually dependent upon any other  
36 section, paragraph, sentence, clause or phrase of this Ordinance.
  
- 37  
38 3. In the event that any phrase, clause, sentence, paragraph or section of this Ordinance  
39 shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise

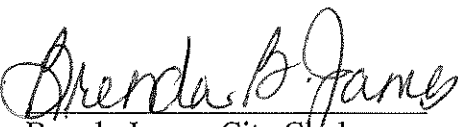
40 unenforceable by the valid judgment or decree of any court of competent jurisdiction, it is  
41 the express intent of the Mayor and City Council that such invalidity, unconstitutionality,  
42 or unenforceability shall, to the greatest extent allowed by law, not render invalid,  
43 unconstitutional or otherwise unenforceable any of the remaining phrases, clauses,  
44 sentences, paragraphs or sections of the Ordinance and that, to the greatest extent allowed  
45 by law, all remaining phrases, clauses, sentences, paragraphs and sections of the  
46 Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.  
47

- 48 4. All ordinances or resolutions and parts of ordinances or resolutions in conflict herewith  
49 are hereby expressly repealed.  
50  
51 5. The within ordinance shall become effective upon its adoption.  
52  
53 6. [The provisions of this Ordinance shall become and be made part of The Code of the City  
54 of Stonecrest, Georgia, and the sections of this Ordinance may be renumbered to  
55 accomplish such intention.]

56 **SO ORDAINED AND EFFECTIVE** this the 21 day of May, 2018.

57 Approved:  
58   
59  
60  
61 Jason Lary, Sr., Mayor  
62  
63

64 As to form:  
65  
66   
67  
68 City Attorney

69 Attest:  
70  
71   
72 Brenda James, City Clerk  
73