

STATE OF GEORGIA

COUNTY OF DEKALB

CITY OF STONECREST

RESOLUTION NO. ____ - _____

**A RESOLUTION APPROVING THE CITY OF STONECREST 5-YEAR
COMPREHENSIVE PLAN UPDATE; AND FOR ALL OTHER LAWFUL PURPOSES.**

WHEREAS the City of Stonecrest (“City”) was created by Senate Bill 208, passed in the Georgia General Assembly during the 2016 Session and subsequently confirmed by referendum; and

WHEREAS Senate Bill 208 provided a charter for the City of Stonecrest (the “City Charter”); and

WHEREAS Section 1.03(b)(25) of the City Charter grants the City the power to provide comprehensive city planning for city land use, signage and outside advertising, and development by zoning; and

WHEREAS, on July 8, 2019 the City of Stonecrest City Council adopted the City of Stonecrest Comprehensive Plan 2038 (“Comprehensive Plan”) as the official policy of the city concerning designated future land uses, and as a guide to decisions regarding the appropriate manner in which property may be zoned in the incorporated areas of the City; and

WHEREAS Chapter 27 (“Zoning Ordinance”) provides amendments to the Comprehensive Plan shall be reviewed and updated as appropriate according to a schedule approved by the City Council, and as required by the DCA in compliance with the Rules of DCA, Chapter 110-12-1, Minimum Standards and Procedures for Local Comprehensive Planning; and

WHEREAS, according to the City Charter (SB 208) and the mandates of DCA, the Comprehensive Plan shall be updated at a minimum of every five (5) years; and

WHEREAS, as an incentive DCA allows cities that remain in compliance with applicable standards of a DCA-approved comprehensive plans access to financial resources to aid in implementing their plans like the Community Development Block Grants (CDBG), and a variety of other programs from DCA; and

WHEREAS, the City's five (5) year deadline is June 30, 2024; and

WHEREAS, ahead of the City's deadline to provide an update to the Comprehensive Plan the City assembled a team of stakeholders that consists of elected officials, appointed members of the City's Planning Commission, business owners and residents to discuss necessary updates as a 5-YEAR COMPREHENSIVE PLAN UPDATE STEERING COMMITTEE; and

WHEREAS The Stonecrest 2038 Comprehensive Plan Five (5) Year Update includes all elements specified for five (5) year plan updates in Chapter 110-12-1-.03 Minimum Standards and Procedures for Local Comprehensive Planning plus an updated Community Work Program and a report of accomplishments that describes the current status of each activity in the previous Community Work Program; and

WHEREAS all plan updates have been submitted to the Department of Community Affairs (DCA) and Atlanta Regional Commission (ARC); and

WHEREAS all required hearings have been managed in a manner that is consistent with all locally adopted ordinances or other customary processes regarding the conduct of public hearings.

WHEREAS the City Council of the City of Stonecrest determines that it is in the best interest of the City and its citizens to adopt this update to the Stonecrest 2038 Comprehensive Plan 5-Year Update.

NOW THEREFORE, BE IT AND IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF STONECREST, GEORGIA, as follows: The Stonecrest 2038 Comprehensive Plan 5 Year Update for the City of Stonecrest, Georgia dated June 2024, as approved by the Georgia Department of Community Affairs is hereby adopted, and furthermore, that the Atlanta Regional Commission shall be notified of said adoption within seven (7) days of the adoption of this resolution.

BE IT FURTHER RESOLVED,

- (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Resolution are or were, upon their enactment, believed by the Mayor and Council to be fully valid, enforceable and constitutional.
- (b) It is hereby declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, each and every section, paragraph, sentence, clause or phrase of this Resolution is severable from every other section, paragraph, sentence, clause or phrase of this Resolution. It is hereby further declared to be the intention of the Mayor and Council that, to the greatest extent allowed by law, no section, paragraph, sentence, clause or phrase of this Resolution is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Resolution.
- (c) In the event that any phrase, clause, sentence, paragraph or section of this Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or otherwise unenforceable by the

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

BE IT FURTHER RESOLVED, all resolutions and parts of resolutions in conflict herewith are hereby expressly repealed.

BE IT FURTHER RESOLVED, this Resolution shall become effective upon the date of approval and execution by the Mayor the City of Stonecrest, Georgia.

SO RESOLVED, this _____ day of _____, _____.

CITY OF STONECREST, GEORGIA

Jazzmin Cobble, Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

City Attorney