

STATE OF GEORGIA

CITY OF STOCKBRIDGE

ORDINANCE NO. OR 18-466

AN ORDINANCE TO ADOPT THE OCCUPATION TAX EXEMPTION PROVIDED FOR BY STATE LAW FOR CERTAIN DISABLED VETERANS; TO PROVIDE FOR SEVERABILITY; TO REPEAL CONFLICTING ORDINANCES; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the governing authority of the City of Stockbridge is the Mayor and Council thereof;

WHEREAS, the governing authority of the City of Stockbridge, Georgia desires to adopt the occupation tax exemption provided for by state law for certain disabled veterans; and,

WHEREAS, the health, safety, and welfare of the citizens of Stockbridge, Georgia, will be positively impacted by the adoption of this Ordinance.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY ORDAINS:

Section 1. That 9.01.120 of the Stockbridge Municipal Code is hereby amended by adding the following subsection:

“C. The following classes of persons may peddle, conduct business or practice the professions and semi-professions in the city without paying an occupation tax, administrative fee or regulatory fee for the privilege of so doing, provided such person receives a certificate of exemption issued by the state commissioner of veterans service and has filled out the paperwork required by the city: (1) Any disabled veteran of any war or armed conflict in which any branch of the armed forces of the United States engaged, whether under United States command or otherwise; (2) Any blind person; or (3) Any veteran of peace-time service in the United States armed forces who has a physical disability incurred during the period of such service.

An applicant shall comply with all of the provisions of Title 43, Chapter 12 of the Official Code of Georgia Annotated, specifically including O.C.G.A. § 43-12-2, § 43-12-8 and § 43-12-9. In addition, each applicant shall deliver to the City the certificate of the Probate Court of Henry County pursuant to O.C.G.A. § 43-12-3.”

Section 2. The preamble of this Ordinance shall be considered to be and is hereby incorporated by reference as if fully set out herein.

Section 3. (a) It is hereby declared to be the intention of the Mayor and Council that all sections, paragraphs, sentences, clauses and phrases of this Ordinance 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 Ordinance is severable from every other section, paragraph, sentence, clause or phrase of this Ordinance. 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 Ordinance is mutually dependent upon any other section, paragraph, sentence, clause or phrase of this Ordinance.

(c) In the event that any phrase, clause, sentence, paragraph or section of this Ordinance 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 Ordinance and that, to the greatest extent allowed by law, all remaining phrases, clauses, sentences, paragraphs and sections of the Ordinance shall remain valid, constitutional, enforceable, and of full force and effect.

Section 4. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

Section 5. Penalties in effect for violations of the City of Stockbridge at the time of the effective date of this Ordinance shall be and are hereby made applicable to this Ordinance and shall remain in full force and effect.

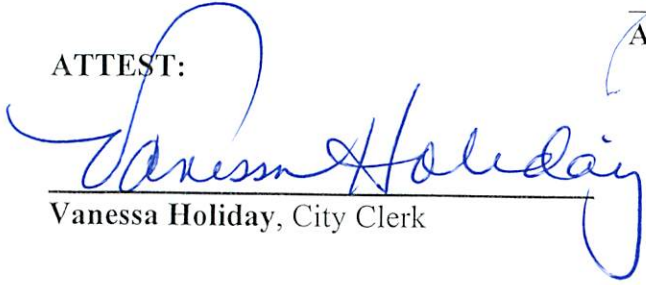
Section 6. The effective date of this Ordinance shall be the date it is signed by the Mayor.

[SIGNATURES APPEAR ON FOLLOWING PAGE]

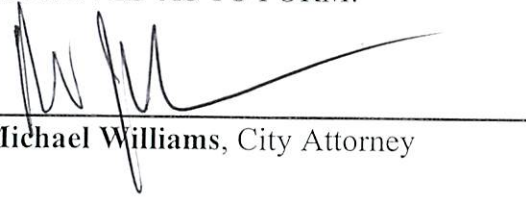
ORDAINED this 14th day of June 2018.
CITY OF STOCKBRIDGE, GEORGIA


Anthony S. Ford, Mayor

ATTEST:


Vanessa Holiday, City Clerk

APPROVED AS TO FORM:


Michael Williams, City Attorney

Date Presented to Mayor: 6-14-2018

Date Received from Mayor: 6-14-2018