

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2019-102

AN ORDINANCE TO AMEND THE CODE OF CLAYTON COUNTY, GEORGIA, AS AMENDED, SPECIFICALLY, CODE OF CLAYTON COUNTY, GEORGIA, CHAPTER 22 "BUSINESSES" TO AMEND ARTICLE XII ENTITLED "SHORT TERM RENTAL UNITS;" TO AUTHORIZE SENDING CEASE AND DESIST NOTICES AND FILING OF INJUNCTIONS FOR VIOLATION OF THIS ARTICLE; TO REPEAL CONFLICTING LAWS, ORDINANCES, AND RESOLUTIONS; TO PROVIDE SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

NOW THEREFORE, BE IT ORDAINED BY THE CLAYTON COUNTY BOARD OF COMMISSIONERS AND IT IS HEREBY ORDAINED

Section 1. The Code of Clayton County, Georgia, as amended, is hereby further amended by amending Article XII of Chapter 22 "Businesses" as follows:

ARTICLE XII – SHORT TERM RENTAL UNITS

...

Sec. 22-903. – Cease and desist notice; injunctions.

- (a) *In addition to the other remedies under this Article, upon request by the Chief of Police or the Director of the Community Development department, the County Attorney may send notice to the owner, platform or manager operating a Short-Term Rental Unit in violation of this Article to cease and desist activity that is in violation of this Article. The notice shall be sent to the owner, platform or manager via certified mail, return receipt requested. Notices shall be deemed effective (i) when delivered if personally delivered; (ii) by the date indicated on the receipt if sent by overnight mail; or, (iii) three (3) days after deposit in the United States Mail or the date indicated on the return receipt as a delivery date, whichever is earlier, if mailed by certified or registered mail.*

(b) *The County Attorney may file an injunction against any owner, platform or manager operating a Short-Term Rental Unit without a valid county business license issued by the Clayton County Department of Community Development.*

Secs. 22-904 - 22-950. – Reserved.

Section 2. All laws, ordinances and resolutions, or parts thereof, which conflict with the provisions of this Ordinance are hereby repealed.

Section 3. If this Ordinance in whole or in part is determined to be unconstitutional by any court of competent jurisdiction, such unconstitutionality shall not affect the remainder of this enactment, and such remainder shall remain in full force and effect.

Section 4. This Ordinance shall become effective immediately upon its approval by the Board of Commissioners.

SO ORDAINED, this the 20 day of August, 2019.

CLAYTON COUNTY BOARD OF COMMISSIONERS



JEFFREY E. TURNER, CHAIRMAN



FELICIA FRANKLIN WARNER, VICE CHAIRMAN



SONNA GREGORY, COMMISSIONER



GAIL HAMBRICK, COMMISSIONER



DEMONT DAVIS, COMMISSIONER

ATTEST:



BRENDA B. JAMES, CLERK