



From: Robert Byrd <rab@byrdwiser.com>

Sent: Friday, October 21, 2022 2:11:41 PM (UTC-06:00) Central Time (US & Canada)

To: Sam McHard <SMcHard@mchardlaw.com>

Subject: FW: EXIT 16 Roundabout

Sam-I recently entered an appearance for GBC. The message below was sent to my client by the Mayor regarding signage at your client's station. Bob

Robert Alan Byrd, Esq.
BYRD & WISER
145 Main Street (39530)
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228-432-8123
228-432-7029 (fax)
rab@byrdwiser.com

From: Rachel Farmer <rachelfarmer@beacham.com>

Sent: Friday, October 21, 2022 12:28 PM

To: Robert Byrd <rab@byrdwiser.com>; Walter.Gex@frx.com; mikecure123@gmail.com; Guy Billups <g32265@aol.com>

Subject: FW: EXIT 16 Roundabout

Hey Mr. Bob – I received the email below from the Mayor of Diamondhead a few days ago. I didn't know if you wanted to send it to KeithCo but apparently there aren't going to be any restrictions on their signage!! Thanks, Rachel



RACHEL & NICOLE FARMER

o. 404.261.6300 / Rachel 404.216.4569 / Nicole 404.797.0684

rachelfarmer@beacham.com / nicolefarmer@beacham.com

One Buckhead Plaza / 3060 Peachtree Road, Suite 100 / Atlanta, Ga 30305

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From: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Sent: Tuesday, October 18, 2022 8:02 PM

To: Rachel Farmer <rachelfarmer@beacham.com>

Subject: RE: EXIT 16 Roundabout

I added the motion to the agenda tonight and it was approved. Please reach out to Ron Jones, city's building department (228) 222-4626, tomorrow about getting your sign permit.

MOTION AS PASSED: Motion to allow the option for commercial businesses impacted by MDOT's Exit 16 Improvements to either replace signage per updated sign ordinance, relocate existing signage or replace signage with signage similar to existing.

Thank you,
Mayor Depreo

From: Rachel Farmer <rachelfarmer@beacham.com>

Sent: Tuesday, October 18, 2022 2:24 PM

To: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Subject: RE: EXIT 16 Roundabout

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Great – thanks, Nancy for the update. Rachel

Please keep me posted.



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From: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Sent: Tuesday, October 18, 2022 2:25 PM

To: Rachel Farmer <rachelfarmer@beacham.com>

Subject: RE: EXIT 16 Roundabout

Hi Rachel,

I am adding the motion on the agenda tonight. I will let you know if it passes.

Motion to allow the option for commercial businesses impacted by MDOT's Exit 16 Improvements to either replace signage per updated sign ordinance, relocate existing signage or replace signage with signage similar to existing.

MDOT was at the ward meeting on Saturday and here is the start dates they gave me:

- * Project is estimated to begin in April 2023
- * Project time is estimated between 18-24 months

Thank you,
Mayor Depreo

From: Rachel Farmer <rachelfarmer@beacham.com>

Sent: Monday, September 26, 2022 10:33 AM

To: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Subject: RE: EXIT 16 Roundabout

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

No there is a hearing set for November 17th. I'll keep you in the loop. Thanks, Rachel



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From: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Sent: Monday, September 26, 2022 11:30 AM

To: Rachel Farmer <rachelfarmer@beacham.com>

Subject: RE: EXIT 16 Roundabout

Last I was told by MDOT is the fall of 2023.

They are coming to my ward meeting on Saturday, October 15, 2022 at 9:00am, so I will have a definitive answer then.

Did you get your sign worked out?

Thank you,
Mayor Depreo

From: Rachel Farmer <rachelfarmer@beacham.com>

Sent: Monday, September 26, 2022 8:53 AM

To: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Subject: RE: EXIT 16 Roundabout

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Hey Nancy – do you know when they are going to start construction on the round about?

Thanks, Rachel



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From: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Sent: Friday, June 17, 2022 3:34 PM

To: Rachel Farmer <rachelfarmer@beacham.com>

Subject: Re: EXIT 16 Roundabout

The City's attorney has been trying to call your attorney.

Would you mind sharing the city's attorney's number Derek Cuisick, (228) 324-2652 with your attorney.

Thank you,
Mayor Depreo

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From: Rachel Farmer <rachelfarmer@beacham.com>

Sent: Wednesday, June 15, 2022 3:08:50 PM

To: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Subject: RE: EXIT 16 Roundabout

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

You will need to go through the Diamondhead attorney to reach out to the KeithCo attorney – It's all a part of the lawsuit against MDOT! I have no idea what their requirements are – just don't want to get tangled in the legal mess! Rachel



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From: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Sent: Wednesday, June 15, 2022 2:46 PM

To: Rachel Farmer <rachelfarmer@beacham.com>

Subject: Re: EXIT 16 Roundabout

Thank you for letting me know. Can you please send me what their sign requirements are and let me show it to the city's building department.

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From: Rachel Farmer <rachelfarmer@beacham.com>

Sent: Wednesday, June 15, 2022 1:43 PM

To: Nancy Depreo

Subject: RE: EXIT 16 Roundabout

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Thanks, Nancy. According to KeithCo's attorney, the new signage codes do not conform to Chevron's signage requirements. Therefore, they claim, no sign – no business! If you find out what the gas station across the street is doing please let me know. We might be looking for a new tenant!! Rachel



RACHEL & NICOLE FARMER

o. 404.261.6300 / Rachel 404.216.4569 / Nicole 404.797.0684

rachelfarmer@beacham.com / nicolefarmer@beacham.com

One Buckhead Plaza / 3060 Peachtree Road, Suite 100 / Atlanta, Ga 30305

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From: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Sent: Wednesday, June 15, 2022 1:32 PM

To: Rachel Farmer <rachelfarmer@beacham.com>

Subject: Re: EXIT 16 Roundabout

Hi Rachel,

Sorry it took so long to get back to you but it involved the city as well as MDOT.

MDOT responded that they thought the signage was a city concern so I emailed the city.

The city attorney responded with the following:

"I spoke with Ronald about this today. Our thought is that we are not certain whether the Chevron structure itself conforms with the code or not but that the sign is non-conforming. The position that has been taken with all other commercial properties in that area (Hancock, The First, gas station on opposite side of street, Burger King) has been that the sign ordinance and new downtown design require monument signs upon a change or alteration of the sign. To be consistent the thought is that Chevron will need a monument sign if the current sign has to be moved or altered."

I responded with an email specifically asking if the gas station across the street had been notified about the signage and the answer was yes. So, the signage was a city concern.

Please let me know if you need any additional information.

Thank you,
Mayor Depreo

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From: Rachel Farmer <rachelfarmer@beacham.com>

Sent: Friday, June 10, 2022 1:50:21 PM

To: Nancy Depreo <NDepreo@diamondhead.ms.gov>

Subject: Re: EXIT 16 Roundabout

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Can you check on the signage as well. Thanks Rachel

Sent from my iPhone

On Jun 10, 2022, at 12:12 PM, Rachel Farmer <rachelfarmer@beacham.com> wrote:

Thanks Nancy Rachel

Sent from my iPhone

On Jun 10, 2022, at 10:47 AM, Nancy Depreo <NDepreo@diamondhead.ms.gov> wrote:

Good morning!

Below is the response to your question. Please let me know if you need any additional information.

Thank you,
Mayor Depreo

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From: Castleberry, Kelly <kcastleberry@mdot.ms.gov>
Sent: Friday, June 10, 2022 9:29 AM
To: Nancy Depreo
Subject: RE: EXIT 16 Roundabout

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Nancy,

The Roundabouts are designed for large trucks to turn through the circle. All are equipped with a truck apron pad that the trailer travels through as the truck turns.

Kelly

From: Nancy Depreo <NDepreo@diamondhead.ms.gov>
Sent: Thursday, June 9, 2022 6:45 AM
To: Castleberry, Kelly <kcastleberry@mdot.ms.gov>
Subject: EXIT 16 Roundabout

Good morning,

I have someone asking if we are sure large trucks can get through the roundabout. Can you please verify?

Thank you,
Mayor Depreo