



5000 Diamondhead Circle
Diamondhead, MS 39525
Ph: 228-222-4626
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APPLICATION FOR VARIANCE REQUEST

Case Number: 2020000247

Date 6-18-2020

Applicant: Anne Marie Petrovich Bonnette

Applicant's Address: 57143 Diamondhead Dr. E. Diamondhead, MS. 39525

Applicant's Email Address: Rumanne19@aol.com

Applicant's Contact Number: (Home) N/A (Work) Retired (Cell) 228-343-4087

Property Owner: Anne Marie Petrovich Bonnette

Owner's Mailing Address: 57143 Diamondhead Dr. E. Diamondhead, MS. 39525

Owner's Email Address Rumanne19@aol.com

Owner's Contact Number: (Home) N/A (Work) Retired (Cell) 228-343-4087

Tax Roll Parcel Number: 131C-1-13-117.001

Physical Street Address: 57143 Diamondhead Dr. E. Diamondhead MS. 39525

Legal Description of Property: Phase 1, Lot 24, Block 8

Zoning District: R-2

State Purpose of Variance: (Front/Side/Rear/Lot Size/Parking/Building/Coverage)

(Signage-Size-Height) Would like fence erected at the

property line, which is 26' from the back
patio not 10' from the property line.

I have 2 dogs who need adequate space,
to have a safe place to play. Property
faces the 11th tee box of the Pines Golf
Course. My dogs need more than 16'
from the patio. This will not affect the
out of bounds marker.

REQUIRED ITEMS:

- A. A statement describing the variance request and all the reasons why it complies with the criteria for variances provided in Section 2.6.5, specifically.
THE CONDITIONS FOR GRANTING A VARIANCE: (SEE ATTACHED SHEET #4)
 - 1. DO THE SPECIAL CONDITIONS AND/OR CIRCUMSTANCES EXIST WHICH AFFECT ONLY THE LAND OR STRUCTURE IN QUESTION AND NO OTHER SURROUNDING OR SIMILAR PROPERTIES?
 - 2. WOULD LITERAL INTERPRETATION OF THE ZONING ORDINANCE DEPRIVE THE OWNER/APPLICANT OF RIGHTS COMMONLY ENJOYED BY OTHER PROPERTIES IN THE SAME ZONING DISTRICT?
 - 3. ARE THE SPECIAL CONDITIONS OR CIRCUMSTANCES NOT CAUSED BY THE OWNER/APPLICANT?
 - 4. WOULD THE REQUESTED VARIANCE NOT GIVE THE OWNER/APPLICANT ANY SPECIAL PRIVILEGES OR RIGHTS NOT SHARED BY OWNERS OF SIMILAR PROPERTIES?

- B. The property address and the name and mailing address of the owner of each lot within 300 feet of the subject property and a map with parcels keyed to the ownership and address data.

- C. Site plans, preliminary building elevation, preliminary improvement plans, or other maps or drawings, sufficiently dimensioned as required to illustrate the following, to the extent related to their variance application:
 - i. Existing and proposed location and arrangement of uses on the site, and on abutting sites within 100 feet.
 - ii. Existing and proposed site improvements, buildings, and other structures on the site, and any off-site improvements related to or necessitated by the proposed use. Building elevations shall be sufficient to indicate the general height, bulk, scale, and architectural character.
 - iii. Existing and proposed topography, grading, landscaping, and screening, irrigation facilities, and erosion control measures.
 - iv. Existing and proposed parking, loading, and traffic and pedestrian circulation features, both on the site and any off-site facilities or improvement related to or necessitated by the proposed use.
 - v. The Zoning Administrator may request additional information necessary to enable a complete analysis and evaluation of the variance request, and determination as to whether the circumstances prescribed for the granting of a variance exist.
 - vi. A fee established by the City Council shall accompany the application. A single application may include request for variances from more than one regulation applicable to the same site, or for similar variances on two or more adjacent parcels with similar characteristics.

- D. Payment of fee for Variance request: \$100.00 as per Ordinance 2012-020

STATEMENT OF UNDERSTANDING

As the applicant or owner/s for the requested Variance in the City of Diamondhead, I (we) understand the following:

The application fee of \$100.00 must be paid prior to the acceptance of the application. Further, that if the application is withdrawn for any reason that the application fee is forfeited to the City of Diamondhead.

As the applicant or owner/s, I (we), or the designed representative, must be present at the public hearing.

That all information provided with this application is true and correct to the best of my knowledge.

That this application represents only property owned by me (us) and that any other adjoining property owners must apply for a Variance on his own behalf.

That all required attachments have been provided to the City of Diamondhead.

That additional information may be required by the Planning Commission prior to final disposition.

The City Council will not accept new case evidence once the recommendation has been made by the Planning Commission. If new evidence needs to be presented, the applicant will need to request that the matter be referred back to the Planning Commission for review.

The Public Hearing will be held on _____ at _____ p.m. in the Council Chambers of the Diamondhead City Hall.

If a continuance of the hearing is necessary at my (our) request, the request must be made to the Zoning Official a minimum of seven (7) days prior to the hearing. If such request is not made in writing, I understand that a new application must be filed and an application fee paid to the City.

If the application is denied by the City Council, a new application for the subject property may not be submitted for one (1) year from the date of denial.

Ane Marie Bonnette
Signature of Applicant

Ane Marie Bonnette
Signature of Property Owner

_____ For Official Use Only _____

- \$100.00
- Copy of Deed, Lease or Contract
- Site Plan
- Parking Spaces
- List of Property Owner

- Application Signed
- Written Project Description
- Drainage Plan NA
- Notarized Statement NA

REQUIRED ITEM A

Property Owner Anne Marie Petrovich - Bonnette

Street Address 57143 Diamondhead Dr. E. 39525

Statement Describing Variance Request

I would like my dogs to be able to enjoy being outside in a safe area enclosed, to avoid the golfers. I need more than 16'. I need the full 26'. This will not affect the golfers, or out of bounds marker.
The reasons why it complies with the criteria for variances

1. DO THE SPECIAL CONDITIONS AND/OR CIRCUMSTANCES EXIST WHICH AFFECT ONLY THE LAND OR STRUCTURE IN QUESTION AND NO OTHER SURROUNDING OR SIMILAR PROPERTIES?

Response: No - only affects my property @ 57143 Diamondhead Dr. E. ; Diamondhead

MS. 39525 - there will still be several feet between my property line & the out of bounds marker.

2. WOULD LITERAL INTERPRETATION OF THE ZONING ORDINANCE DEPRIVE THE OWNER/APPLICANT OF RIGHTS COMMONLY ENJOYED BY OTHER PROPERTIES IN THE SAME ZONING DISTRICT?

Response: Other property owners on the same golf course are allowed fences. Now that my covenants have expired, I would like my property fenced.

3. ARE THE SPECIAL CONDITIONS OR CIRCUMSTANCES NOT CAUSED BY THE OWNER/APPLICANT?

Response: No

4. WOULD THE REQUESTED VARIANCE NOT GIVE THE OWNER/APPLICANT ANY SPECIAL PRIVILEGES OR RIGHTS NOT SHARED BY OWNERS OF SIMILAR PROPERTIES?

Response: Other property owners @ Glenn Eagle, on the same golf course are allowed fences. I need a fence to keep my dogs confined in our yard, to avoid potential conflict w/ golfers on the tee box, hole 11.

SURVEY DESCRIPTION

PARCEL OF LAND LOCATED IN THE DIAMONDHEAD SUBDIVISION BLOCK 8 IN THE AMENDED PLAT OF LOT A IN THE CITY OF DIAMONDHEAD, HANCOCK COUNTY MISSISSIPPI BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LOT 24

COMMENCING AT A IRON ROD AT THE SOUTHWEST CORNER OF LOT 23 IN THE DIAMONDHEAD SUBDIVISION BLOCK 8 OF THE AMENDED PLAT OF BLOCK A IN CITY OF DIAMONDHEAD, HANCOCK COUNTY MISSISSIPPI
 THENCE: N33°31'00"E FOR 90.03 FEET TO A IRON ROD
 THENCE: N33°31'00"E FOR 90.00 FEET TO A IRON ROD
 THENCE: S64°57'45"E FOR 127.37 FEET TO A IRON ROD
 AT THE WESTERLY MARGIN OF DIAMONDHEAD DRIVE EAST THENCE: S33°11'05"W 93.87 FEET ALONG THE WESTERLY MARGIN OF DIAMONDHEAD DRIVE EAST TO A IRON ROD
 THENCE: N57°43'00"W FOR 127.80 FEET TO THE POINT OF BEGINNING SAID PARCEL CONTAINS 12368 SQUARE FEET MORE OR LESS.

REFERENCES

1. DEED BOOK 2013 PAGE 8934
2. DEED BOOK Y5 PAGE 352
3. DEED BOOK 2018 PAGE 8303
4. DEED BOOK 2018 PAGE 3338
5. PLAT BY RIED & ASSOCIATES LLC DATED 05/09/18
6. PLAT OF RECORD ON FILE AT HANCOCK COUNTY CHANCERY CLERKS OFFICE
7. HANCOCK COUNTY TAX MAP 131C

LEGEND

● IRS = 1/2 INCH IRON ROD SET W/ORANGE CAP MARKED RIED ASSOC. PLS 3037

○ POWER POLE

○ IRF = 1/2 IRON ROD FOUND

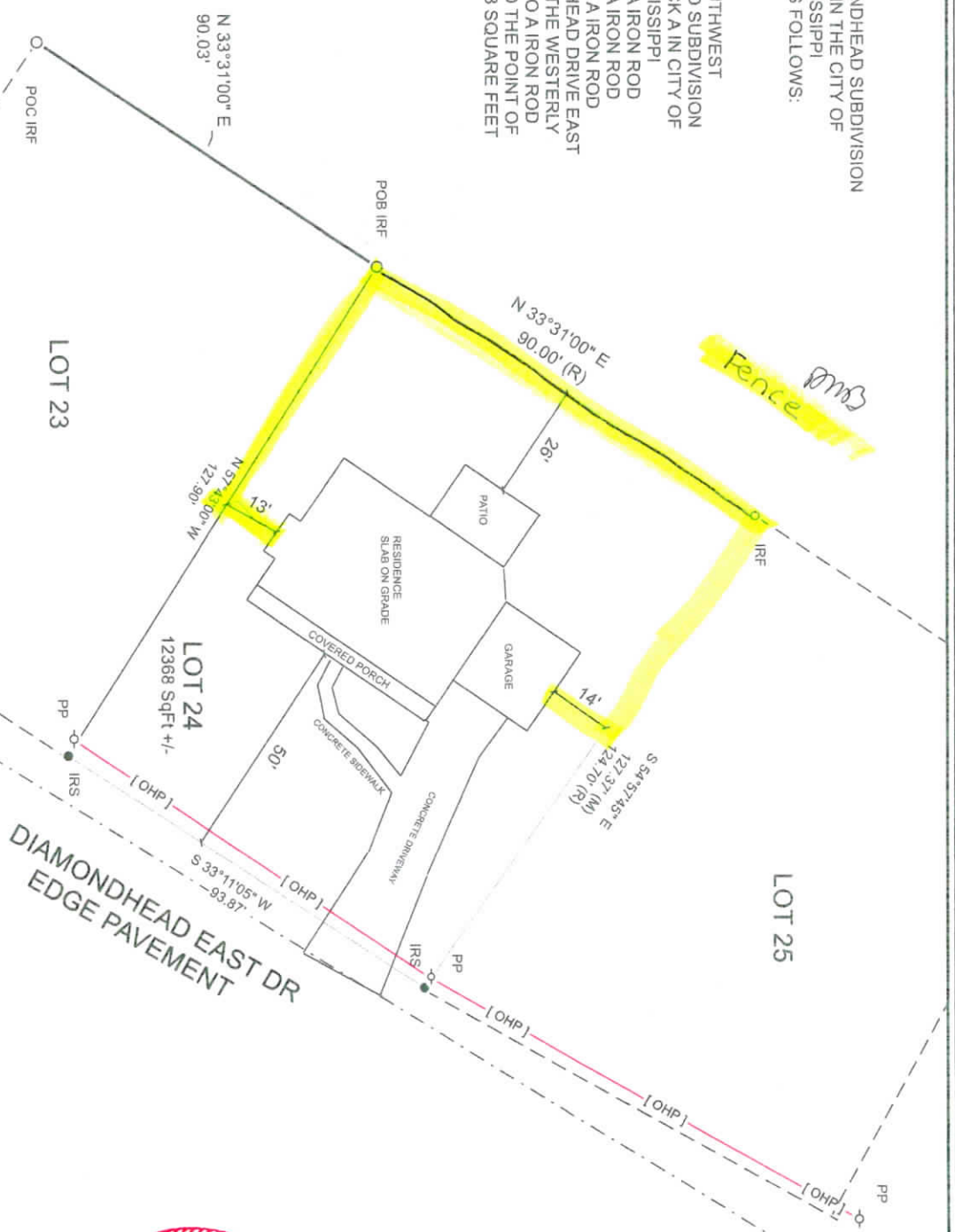
○ MEASURED RECORD

○ (R)

— [OHP] — OHP OVERHEAD POWER

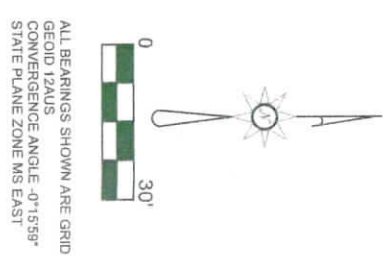
— — EDGE PAVEMENT

--- --- LOT LINES



SURVEY IS VALID ONLY IF PLAT HAS BEEN RECORDED AND SIGNATURE OF THE SURVEYOR
 NO ATTEMPT HAS BEEN MADE AS PART OF THIS BOUNDARY SURVEY TO OBTAIN SHOW DATA CONCERNING THE EXISTENCE SIZE, DEPTH, CONDITION, LOCATION OR ANY UTILITY OF PUBLIC SERVICE UTILITY
 IN CONSIDERATION OF A FEE PAID I DECLARE THAT THIS SURVEY WAS DONE BY ME OR UNDER MY IMMEDIATE SUPERVISION AND IS CORRECT TO MY PROFESSIONAL KNOWLEDGE AND BELIEF.

THIS IS BASED ON INFORMATION PROVIDED BY THE CLIENT SURVEYOR HAS MADE NO INVESTIGATION OR INDEPENDENT SEARCH FOR EVIDENCE, OR OTHER FACTS THAT A CURRENT TITLE SEARCH MAY DISCLOSE THIS SURVEY MEETS THE MISSISSIPPI MEASUREMENT STANDARDS FOR A CLASS B SURVEY



RIED & ASSOCIATES LLC
 9526 BENESHEEMAH TRAIL
 PASSCHRISTIAN MS 39571
 PHONE 228 205-4007



SURVEY OF LOT 24 LOCATED IN THE DIAMONDHEAD SUBDIVISION BLOCK 8 IN THE AMENDED PLAT OF LOT A IN THE CITY OF DIAMONDHEAD HANCOCK COUNTY MISSISSIPPI	
SCALE	30 FT/IN
SURVEY DATE	05/29/20
DRAWN BY	DER
DRAWING DATE	05/29/20
CHECKED BY	MLSR
JOB	18-055