

**NOTICE OF PUBLIC HEARING
PLANNING AND ZONING COMMISSION
DIAMONDHEAD, MS**

The City of Diamondhead represented by Ronald Jones, Building Official, has filed an application requesting a text amendment to reduce the number of publication days and increase the number of mail notices in the Zoning Ordinance (Ord. 2012-006) and Subdivision Regulations (Ordinance 2020-001). Case File Number is 202100493.

The proposed text amendments would make the following changes to Appendix A – Zoning, Article 2.9 – Public Notice Procedure, Section 2.9.1.A – change “300 feet” to “400 feet”; Section 2.9.1.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.6.B – change “three hundred (300) feet” to “four hundred (400) feet”; Section 2.9.7.A.ii – change “Two (2) publication days” to “One publication day” and Subdivision Regulations Article III – Procedures, Article 301.6 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 303.2.3 – change “three hundred feet (300’)” to “four hundred feet (400’)”; Article 320.4.e and Article 320.5.b – “change 300 to 400”.

The City Council shall have jurisdiction with respect to all Text Amendments. The Planning Commission shall review and submit a recommendation to the City Council on Text Amendments.

The Planning and Zoning Commission will consider this application at its next regularly scheduled meeting on **Tuesday, December 14, 2021, at 6:00 p.m.** The public hearing will be held at Diamondhead City Hall in the Council Chambers at 5000 Diamondhead Circle in Diamondhead, MS 39525. Interested members of the public are invited to attend. This meeting will also be live streamed for your convenience.

If you have any questions or comments or would like to review the application, you may contact the Building Department at the above address and/or at 228-222-4626.

2.9. - PUBLIC NOTICE PROCEDURE.

Section 2.9.1 through Section 2.9.7 shall be known as the Public Notice procedure. The purpose of this Procedure shall be to establish the minimum requirements for notice to be given with respect to procedural actions and public hearings required by the Zoning Regulations.

2.9.1 *Planning Commission: Conditional Use Permits.*

Notice or public hearing for consideration of a Conditional Use Permit by the Planning Commission shall be given as follows:

- A. Notice shall be given by mail to the owner of each site within ~~300~~ 400 feet of the subject property at least fifteen (15) days prior to the date of the hearing.
- B. At the option of the Zoning Administrator, notice may be given by mail to the owner of any site more than ~~three~~ four hundred (~~300~~) (400) feet from the subject property at least fifteen (15) days prior to the date of the hearing.
- C. Notice may be given by mail to any civic organization having interest in the application.
- D. Notice shall be given by publication of a legal notice in a newspaper of general circulation at least fifteen (15) days prior to the date of the hearing.
- E. Notice shall be posted at the street frontage of the subject site no less than fifteen (15) days prior to the date of the hearing.

2.9.6 *Planning Commission: Variance.*

Notice of public hearing for consideration of a variance by the Planning Commission shall be given as follows:

- B. Notice shall be given by mail to the owner of each site within ~~three~~ four hundred (~~300~~) (400) feet of the subject property at least fifteen (15) days prior to the date of the hearing.

2.9.7 *Notice Requirement Defined.*

- A. Requirements for notice and publication contained in this Section shall have the following meanings:
 - ii. Publication shall refer to the date of publication of a legal notice in a newspaper of general circulation in the City of Diamondhead. ~~Two (2)~~ One (1) publication days shall be sufficient.

303. - Procedure for Approval of Final Plat and Replat of an Existing Lot

303.2.3 Notice of the proposed re-plat application and of the time and place of hearing shall be published in an official paper, or a paper having a general circulation in the City of Diamondhead at least fifteen (15) days prior to the date of the hearing. In addition, the aforementioned hearing notice shall be mailed via first class mail to property owners located within ~~three~~ four hundred feet (~~300'~~) (400') of the proposed re-plat fifteen (15) days prior to the date of the hearing.

320. - Variances.

320.5 b. Notice shall be given by mail to the owner of each site within ~~300~~ 400 feet of the subject property at least 15 days prior to the date of the hearing.