



5000 Diamondhead Circle · Diamondhead, MS 39525

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[www.diamondhead.ms.gov](http://www.diamondhead.ms.gov)

TO: City Council and City Manager

FROM: J. Pat Rich, Development Coordinator

A handwritten signature in black ink, appearing to read "J. Pat Rich", is written over the printed name.

DATE: December 11, 2024

SUBJECT: Text Amendment to revise setback requirements for screened pool enclosures

Text Amendment to Article 4.3.6.a – Uses and Conditions – Swimming Pool. The proposed text amendment is to add “Screened pool enclosures are considered pool appurtenance structures.”

- Currently considered an addition with 20’ rear and 10’ side setbacks.
- Proposal considered as part of the pool with 4’ setbacks.
- Eliminates the conflict between pool setbacks and enclosures.
- Variance requests of this type have been granted.
- Eliminates expense and delay for residents.
- No objections.

The Planning & Zoning Commission voted 5-0 to recommend approving the Text Amendment.

4.3.6 Swimming Pool. Where permitted, swimming pools designed to a water depth of 24 inches or more shall be subject to the following conditions: a) Location. No pool shall be located in front of the principal building. No above or in-ground pool shall be located within ten (10') feet of a side or rear lot line or under any electrical lines, or over any utility or drainage facility. No portion of any walkway or pool appurtenance structure shall be closer than four (4') feet to any lot line. b) Fence. Swimming pools shall be fenced in accordance with the applicable building code in force for the City of Diamondhead. **Screened pool enclosures are considered pool appurtenances.**



Commissioner Bennett  
Commissioner Brewer  
Commissioner Debrow  
Commissioner Parrish  
Commissioner Harwood  
Commissioner Raymond  
Commissioner Nicaud

## AGENDA PLANNING AND ZONING COMMISSION

Tuesday, December 10, 2024  
6:00 PM CST  
Council Chambers, City Hall  
and via teleconference, if necessary

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### Call to Order

### Statement of Purpose

1. May our decisions today be made with wisdom, careful deliberation and in the best interest of the City of Diamondhead. May we display patience and kindness in our dealings with each other and all who are in attendance and may any decisions made today promote the health, safety and welfare of the citizens of Diamondhead and the enhancement of the City as a whole.

### Pledge of Allegiance

### Roll Call

### Confirmation or Adjustments to Agenda

### Approval of Minutes

2. Approval of October 22, 2024 minutes.

### Architectural Review

### New Business

Passed  
5-0

3. The City of Diamondhead proposes a Text Amendment to Article 4.3.6.a – Uses and Conditions – Swimming Pool. The proposed text amendment is to add “Screened pool enclosures are considered pool appurtenance structures.” The Case File Number is 202400570.

Passed  
5-0

4. The City of Diamondhead proposes a Text Amendment to Article 4.3.10.f.xiii – Uses and Conditions - Fences. The proposed text amendment is to remove “In the situation of a corner lot, each street-side frontage shall be considered as a front yard.” The Case File Number is 202400571.

### Unfinished Business

### Open Public Comments to Non-Agenda Items

### Commissioners' Comments

### Communication / Announcements

5. The next City Council meeting is Tuesday, December 17, 2024.  
The next Planning Commission meeting is Tuesday, January 28, 2025.

### Adjourn or Recess

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

The City of Diamondhead will hold a public hearing on a proposed Text Amendment to Article 4.3.6.a – Uses and Conditions – Swimming Pool. The proposed text amendment is to add “Screened pool enclosures are considered pool appurtenance structures.” The Case File Number is 202400570.

In accordance with Article 9.10.2, the City Council shall have jurisdiction with respect to all Text Amendments and Map Amendments. The Planning Commission shall review and submit a recommendation to the City Council on Text Amendments and Map Amendments.

The Planning and Zoning Commission will consider this application at its next regularly scheduled meeting on **Tuesday, December 10, 2024, 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. The proposed revision is available for review on the City’s website or at City Hall.

If you have any questions or comments or would like to review the application, you may contact J. Pat Rich, Development Coordinator, at [prich@diamondhead.ms.gov](mailto:prich@diamondhead.ms.gov) or 228-242-1613.