



Commissioner Bice  
Commissioner Layel  
Commissioner Bower  
Commissioner Rubar  
Commissioner Hourin  
Commissioner Torguson  
Commissioner Hector

## **MINUTES**

### **PLANNING AND ZONING COMMISSION**

**Tuesday, February 23, 2021**

**6:00 PM CST**

Council Chambers, City Hall  
and via teleconference, if necessary

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#### **Call to Order**

Commissioner Rubar called the meeting to order at 6:00 p.m.

#### **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.

Commissioner Bower read the Statement of Purpose.

#### **Pledge of Allegiance**

Commissioner Torguson led the Pledge of Allegiance.

#### **Roll Call**

Commissioner Rubar, Layel, Torguson, Hourin, Hector, and Bower. Absent: Bice

Also present City Attorney, Derek Cusick, Building Inspector, Beau King, Code Enforcement Officer Pat Rich, and Minute Clerk, Tammy Braud.

#### **Confirmation or Adjustments to Agenda**

Commissioner Bower, made a motion, second by Commissioner Hourin to approve the Agenda as presented.

#### **Motion Carried Unanimously**

#### **Approval of Minutes**

1. Approval of Minutes of January 26, 2021.

Commissioner Bower made a motion, second by Commissioner Hourin to approve the minutes of January 26, 2021

#### **Motion Carried Unanimously**

#### **New Business**

2. Sweet Rolls Hibachi has filed an application requesting a Conditional Use Permit in accordance with the Zoning Ordinance Table 4.2, Article 4.21.1 (C) and Article 2.5 to allow a mobile food vendor in a C-1 district. The tax parcel number is 132H-1-03-004.008. The street address is 4313 Leisure Time Drive. The case file number is 202000624

Code Enforcement Officer, Pat Rich, addressed and answered questions from the Commissioners.

Commissioner Rubar asked if anyone was present to represent Sweet Rolls.

Owner , Brittany Fortmayer spoke and answered questions from the commissioners.

Commissioner Rubar asked for any public comments. None.

Code Officer, Pat Rich, presented to the Commissioners the recommendation to approve with conditions listed below to the City Council

1. Operate on Thursdays only 11:00am to 6:00 pm.
2. Signage must be conform with ordinances.
3. Permit expires 1 year from issue date.
4. Permit is non-transferable.
5. Must comply with Mississippi Department of Health Regulations.
6. Provide specific written authorizations from adjacent property owners to use their parking area for parking. These authorizations shall be submitted prior to the issue of permit.
7. Applicant shall obtain a business privilege and sales tax permit specifically for the location.

Commissioner Bower made a motion, second by Commissioner Hourin to approve the conditional use permit with conditions listed but amended the conditions to only Thursday with no time limitations, and must provide outside lighting

**Motion Carried Unanimously**

#### **Unfinished Business**

None

#### **Open Public Comments to Non-Agenda Items**

#### **Commissioners' Comments**

#### **Communication / Announcements**

3. Next City Council meeting March 2, 2021

Next Planning Commission meeting March 23, 2021

Code Officer, Pat Rich ,mentioned to the Commissioners next month's meeting will have a text amendments for net fill .

#### **Adjourn or Recess**

Commissioner Bower ,second by Commissioner Layel to adjourn at 6:21 pm.

**Motion Carried Unanimously**