



TO: City Council and City Manager

FROM: J. Pat Rich, Development Coordinator *J. Pat Rich*

DATE: March 1, 2024

SUBJECT: Recommendation from the Planning Commission for a Text Amendment to the Tree Ordinance

The text amendment the Tree Ordinance will:

- Add 6 trees to the protected list.
- Add tree protection with specific requirements for individual lots and developments.
- Add penalties for tree removal prior to obtaining subdivision or site plan approval. Up to 24-month halt to development activities or fine of \$500 per acre and \$1,000 per protected tree removed.

At its meeting on February 27, 2024, the Planning Commission voted 4-0 to recommend approving the Text Amendment.



Commissioner Bennett
Commissioner Brewer
Commissioner Debrow
Commissioner Flowers
Commissioner Harwood
Commissioner Layel
Commissioner Nicaud

AGENDA PLANNING AND ZONING COMMISSION

Tuesday, February 27, 2024

6:00 PM CST

Council Chambers, City Hall
and via teleconference, if necessary

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 January 23, 2024 minutes.

New Business

3. Public hearing on a proposed Text Amendment to the Tree Ordinance Article 11. – General Requirements and Restrictions. The Case File Number is 202300337.

Pass as Amended 4-0

Unfinished Business

Open Public Comments to Non-Agenda Items

Commissioners' Comments

Communication / Announcements

4. The next City Council meeting is Tuesday, March 5, 2024.
The next Planning Commission meeting is Tuesday, March 26, 2024.

Adjourn or Recess

PART II - CODE OF ORDINANCES
Appendix A - ZONING
ARTICLE 11. TREE ORDINANCE

ARTICLE 11. TREE ORDINANCE¹

11.1. PURPOSE AND SCOPE.

The purpose of this Article is to provide for the protection and continuance of the heavy tree canopy that currently exists within the City of Diamondhead by prohibiting the unnecessary removal of mature protected trees upon private property. The provisions of this Article shall apply to all protected trees having a caliper diameter of six (6) inches or more as measured at five (5) feet above adjacent grade and growing on privately owned property. Protected trees are defined as Live Oak Trees (*Quercus virginiana*) and Southern Magnolia Trees (*Magnolia grandiflora*) as well as trees with the following common names: American Holly; Bald Cypress, Black Gum, Sweet Gum, and White Oak. This list may be expanded upon recommendation of the Planning & Zoning Committee with approval by the City Council.

It is further the scope of this Article to provide certain planting limitations to protect trees and the like from unnecessary trimming and to protect utility systems from damage and/or destruction due to tree growth.

(Ord. No. 2012-019.4 , 10-1-2019)

11.2. RESIDUAL TREE DENSITY.

11.2.1 *Number of Trees Based on Lot Size:*

SITE AREA (NET SQUARE FEET)	REQUIRED TREES
0 to 10,000 (approx. ¼ acre)	1 tree/1,000 sq. ft.
10,000 to 110,000 (approx. ¼—2.6 acres)	10 trees for first 10,000 sq. ft., plus 1 tree/2,500 sq. ft. over 10,000 sq. ft.
Over 110,000	50 trees for first 110,000 sq. ft., plus 1 tree/5,000 sq. ft. over 110,000 sq. ft.

11.2.2 *Tree Relocation or Replacement.* As a condition to the granting of a tree removal permit, the applicant may be required to:

1. Relocate those protected trees which would otherwise be destroyed to another location upon the site; or
2. Replace those protected trees which will be destroyed with suitable replacement trees elsewhere within the site; or
3. Replace those protected trees which will be destroyed with suitable replacement trees within a City right-of-way, easement, or public property, upon approval by the City Manager and City Council.

(Ord. No. 2012-019.4 , 10-1-2019)

¹Editor's note(s)—Ord. No. 2012-019.4 , adopted October 1, 2019, in effect, repealed art. 11, §§ 11.1—11.8 and enacted a new art. 11 as set out herein. Former art. 11 pertained to similar subject matter.

11.3. PERMIT REQUIRED PRIOR TO TREE DESTRUCTION.

Except as provided and permitted herein, it shall be unlawful to cut down, remove, deface, burn, poison or take any other action that results ultimately in the destruction of any protected tree designated in this Article on private property which has a trunk diameter of at least six inches (6") when measured at a point five feet (5') above ground level from the base of such tree unless a proper permit is issued under the provisions of this Article.

(Ord. No. 2012-019.4 , 10-1-2019)

11.4. PERMIT PROCESS.

Any person, firm, partnership, corporation, or other entity seeking permission to take any action which may result in the removal or destruction of a protected tree, as defined in this Article, shall first make application to the Zoning Administrator. An administrative fee of \$25.00 will be assessed to the applicant. If the Zoning Administrator determines a City Arborist is needed, the applicant must pay the City Arborist fee prior to the issuance of a permit to remove any protected tree.

(Ord. No. 2012-019.4 , 10-1-2019)

11.5. PERMIT APPLICATION CONTENTS.

Any person, firm, partnership, corporation or other legal entity seeking permission to cut down, remove, deface, burn, poison, or take any other action that results ultimately in the destruction of any protected tree designated in this Article shall first make written application to the Zoning Administrator which shall contain the following information:

- A. The plat map describing the property on which the protected tree or trees are located naming streets adjacent to the property and showing the location of the protected tree or trees on said plat. The map may be prepared by the petitioner (compass direction shall be shown on the map). The map shall be legible.
- B. Protected trees to be affected shall be so denoted on the map by a circle and numbered in sequence so that they may be identified by the same code with any written material accompanying the map. Protected trees must be listed by species.
- C. An explanation or description of the work or alteration to be performed on each protected tree and the reasons therefore.
- D. The name, legal residence, mailing address, email address, and phone number of the property owner making the request and the same information of the person or firm doing the work.

(Ord. No. 2012-019.4 , 10-1-2019)

11.6. APPLICATION REVIEW.

11.6.1 *Standard of Review.* The Zoning Administrator shall review the application and, in his discretion, may consult with the City Arborist in reaching the decision of whether to grant or deny the application. In reviewing the application, the following criteria shall be taken into consideration:

- A. The health of the protected tree or trees, if proposed to be removed for health reasons.
- B. The location of any buildings or appurtenances existing or proposed upon a piece of property, and whether or not a more suitable design or location is available to avoid removing a protected tree.

(Supp. No. 5)

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- C. The effects an existing protected tree is having or is expected to have upon buildings or appurtenances existing on the property.
- D. The species of the tree.
- E. Other conditions that may be unique to the situation revealed in the application, including the economic hardship that would be imposed upon the applicant were the permit denied.

11.6.2 *Appeals Process.* The Zoning Administrator shall receive and review applications for any work proposed to be done which may result in destruction of any protected tree or trees covered by this Article. An applicant may appeal the Zoning Administrator's decision within ten days to the Planning and Zoning Commission. The Planning and Zoning Commission's finding shall be final.

(Ord. No. 2012-019.4 , 10-1-2019)

11.7. VARIANCE PROCEDURE.

See City of Diamondhead Code of Ordinances Section 2.6.1—2.6.7—Variance Procedures

Section 11.7 shall be known as the Variance Procedure. This procedure is intended to provide relief from the terms of the Tree Ordinance when, because of special circumstances applicable to the property, the strict application of the Tree Ordinance deprives such property of privileges enjoyed by other property in the vicinity and under identical zoning classification, and to ensure that any adjustment thereby authorized shall not constitute a grant of special privileges inconsistent with the limitations upon other properties in the vicinity and the district in which such property is situated.

(Ord. No. 2012-019.4 , 10-1-2019)

11.8. TREES ON PUBLIC PROPERTY.

All trees of any kind, regardless of size, located on public property belonging to the City of Diamondhead shall not be removed, cut down or destroyed by any means except upon action of the City Manager. The City Manager shall report the removal or destruction of protected trees on public property in his/her City Manager's Report to the City Council.

(Ord. No. 2012-019.4 , 10-1-2019)

11.9. EXEMPTION FOR PUBLIC UTILITIES.

Any public utility operating within the City of Diamondhead may, upon order of the City Manager, be exempt from the provisions of this Ordinance, upon a finding that the services provided by them are necessary for the general health, safety and welfare of the citizens of the City of Diamondhead, but such cutting, removal, defacing, burning, poisoning or taking of any other action that would ultimately result in the destruction of any protected tree designated in this Ordinance shall be limited to the amount necessary in order to provide such utility.

(Ord. No. 2012-019.4 , 10-1-2019)

11.10. PLANTINGS NOT TO INTERFERE WITH UTILITIES.

It shall be unlawful for any tree or shrub to be planted in close proximity to an overhead utility such that said planting will come into conflict with and potentially damage or destroy said utility.

It is the intent of this Section that plantings occur in such a location that they achieve mature height without the necessity of trimming or pruning to avoid overhead utility lines, thus destroying the symmetry of the planting.

(Ord. No. 2012-019.4 , 10-1-2019)

11.11. PROHIBITED ACTS.

It shall be unlawful to "clear cut," or remove all trees, regardless of size or species, from a parcel of property. Any person, firm, partnership, corporation or other entity that clear cuts a parcel of property shall be subject to the penalties listed in Section 11.12 of this Ordinance.

(Ord. No. 2012-019.4 , 10-1-2019)

11.11.1. – TREE PROTECTION.

Trees identified on an approved landscaping plan, subdivision plat, or site plan to be retained shall utilize the following protection methods:

11.11.1.1 Install four-foot high perimeter fencing at the extreme outer edge of the dripline.

11.11.1.2. Perimeter fencing located within 50 feet of any building footprint, unless approved by the Building Official, shall be constructed of materials equivalent to those used for silt fencing.

11.11.1.3. There shall be no activity of any kind inside the perimeter other than hand-brush clearing.

11.11.1.4. No land clearing or building permits shall be issued until the perimeter of all protected trees and tree groves have been properly fenced.

11.11.1.5. Grates or other pervious surfaces shall be utilized within the dripline of existing trees to allow water and air to reach the tree roots.

11.11.1.6. Fill (other than soil disturbance) shall be prohibited, as well as any vehicle traffic or material storage in areas under the dripline of trees to be protected.

11.11.1.7. Drastic changes in drainage patterns which may negatively affect existing trees shall be avoided.

11.11.1.8. Any person who intentionally damages a protected tree shall be in violation of this article and subject to the penalties prescribed herein below in Section 11.12.

11.11.1.9. The removal of the protected fencing, or encroachment into the area, without explicit approval of the property owner or his designated agent, shall be punishable by a fine up to the replacement value of the tree(s) involved. Replacement value shall be determined by a method approved by the International Society of Arboriculture (ISA). This applies to any person or entity, public or private.

11.12. PENALTIES.

Any person, partnership, firm or corporation violating any of the provisions of this Ordinance shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the maximum fine allowed by law and the cost of prosecution or in default of the payment thereof, shall be punished by imprisonment for a period not to exceed thirty (30) days for each offense, or by both such fine and imprisonment in the discretion of the Court, together with the cost of such prosecution (Sec. 1-14. —General Penalty).

(Ord. No. 2012-019.4 , 10-1-2019)

11.12.1. – PRIOR TREE REMOVAL.

11.12.1.1. Prior removal of significant, specimen and/or heritage trees. If a site is cleared or significant, specimen or heritage trees removed prior to obtaining subdivision or site plan approval, or if done without a tree survey or permit, then any development application for the site shall be denied for up to 24 months except as authorized below:

- a. A request for site plan approval within the 24 month time frame may, however, be considered if the proposed site plan incorporates a reforestation plan that results in a future canopy coverage of 40 percent of the site or the applicant agrees to contribute to the tree escrow account equal to the cost of implementing the reforestation plan or a combination of both; and pays a fine of \$500.00 per acre of trees cleared and \$1,000.00 per each heritage tree removed.
- b. The square foot percentage of canopy area required for reforestation shall be based on the total area of the property less the square footage dedicated to any building footprints, streets, driveways, sidewalks, pathways, or utility easements.

11.13. CONFLICT WITH OTHER LAWS.

Whenever the requirements of this Article are at variance with the requirements of any other lawfully adopted rules, regulations or ordinances, the most restrictive or that imposing the higher standards shall govern.

This Ordinance, having been unanimously adopted shall become effective 30 days upon the adoption thereof, with a single publication of the ordinance prior to becoming effective and being recorded and published in the ordinance book in the same manner as required by State Law of other ordinances.

(Ord. No. 2012-019.4 , 10-1-2019)

Note: Add revision dates for those sections changed or added.

Enter ON-LINE
Answers

Pat Rich

From: Clark Garrett <biggs Garrett@gmail.com>
Sent: Monday, February 5, 2024 10:27 PM
To: Pat Rich
Subject: tree ordinance

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

Following are my comments on the proposed tree ordinance:

11.1 Broaden the list of protected trees to include: All oaks(particularly Black Oak, Blackjack, Blujack, Bluff,Cherrybark, Chinkapin,Duran, Dwarf Live, Laurel , Overcup, Post,Sand Live and Sand Post, Scarlett, Shumard, Southern Red, Swamp Chestnut, Turkey)

Also : Red Mulberry, Water and Swamp Tupelos, Shell and Shagbark Hickories, Sassafras, any of the cherry trees,

11.4 Clarify when an arborist would be needed.

11.8 The city manager needs to report the need for tree removal to the city council prior to the act.

11.12 What is the maximum fine allowed by law? ^{up to} \$1K and/or 90 days

11.12.1 This penalty has little decentification for a developer. If a developer clearcuts and replants, there is no requirement for them to maintain the trees to viability. The penalty needs to be much greater.

Thank you for all you do,
Von Biggs

Pat Rich

From: Clark Garrett <biggs Garrett@gmail.com>
Sent: Tuesday, February 6, 2024 7:44 AM
To: Pat Rich
Subject: elms trees

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

Oops, forgot to include elms on the list of trees to be included as protected.
I would go for protecting them all but that likely wouldn't fly.
Thank you, Von

Pat Rich

From: Clark Garrett <biggsgarrett@gmail.com>
Sent: Tuesday, February 6, 2024 10:30 AM
To: Pat Rich
Subject: trees

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

Hi Pat,

Me again. Unfortunately the recent tree incident in Biloxi is proof these developers are not able/ willing to comply with the ordinances. We need someone on site with them to babysit and be sure they are not going to do an "oops, sorry". A huge fine , jail time - extreme measures need to be taken to preserve our trees.

Thanks again,
Von

Pat Rich

From: Jane Parrish <jparrish46@gmail.com>
Sent: Sunday, February 25, 2024 4:19 PM
To: Pat Rich
Cc: Nancy Depreo
Subject: Prior To Tree Removal - Tree Permit

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

Mr. Rich,

During the Ward Meeting on Saturday, Feb. 24, 2024, there was much discussion about clearing trees on properties prior to building. Below is our suggestion which was supported during that meeting:

Builders/Contractors must be issued a Tree Permit before being issued a Building Permit. Both permits must be posted in a prominent or conspicuous place on the property so they can be seen from the road. Both permits must remain posted in this manner until the build is complete and passes inspection.

Rationale: Allows inspection of property by City of Diamondhead officials before any trees are cut, ends clear cutting, ends removal of protected trees.

Appreciate your attention to this request.

William and Jane Parrish
Diamondhead Residents

Pat Rich

From: Brian F. LeBourgeois <bfl@llynk.com>
Sent: Monday, February 26, 2024 11:02 AM
To: Pat Rich
Cc: Jon McCraw; Tammy Garber; Nancy Depreo
Subject: RE: Comments to the Proposed Tree Ordinance. - Thank you!

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

Thank you

BTW the original ordinance has the genus of the trees listed:

Quercus virginiana

Magnolia grandiflora

When the final list of trees is chosen these should be added to the final clean up of the ordinance.

Brian F. LeBourgeois, VP
LLB Consulting, Inc.
1615 Poydras Street
Suite 1280
New Orleans, LA 70112
(504)598-1455
bfl@llynk.com

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From: Pat Rich [mailto:prich@diamondhead.ms.gov]
Sent: Monday, February 26, 2024 10:46 AM
To: Brian F. LeBourgeois <bfl@llynk.com>
Cc: Jon McCraw <JMcCraw@diamondhead.ms.gov>; Tammy Garber <tgarber@diamondhead.ms.gov>; Nancy Depreo <NDepreo@diamondhead.ms.gov>
Subject: RE: Comments to the Proposed Tree Ordinance. - Thank you!

Thank you for your comments and suggestions. Will be presented to the Planning Commission tomorrow night.

J. Pat Rich
Development Coordinator

City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525
228-242-1613

From: Brian F. LeBourgeois <bfl@llynk.com>
Sent: Sunday, February 25, 2024 2:17 PM
To: Pat Rich <prich@diamondhead.ms.gov>
Cc: Jon McCraw <JMcCraw@diamondhead.ms.gov>; Tammy Garber <tgarber@diamondhead.ms.gov>; Nancy Depreo <NDepreo@diamondhead.ms.gov>
Subject: Comments to the Proposed Tree Ordinance. - Thank you!

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

Mr. Rich:

I have attached a PDF document incorporating the proposed language and my suggested changes.

I have screen snipped the sections to ensure that my suggested changes are clear.

Section 11 needs to increase the genus of the trees and not simply limit to specific trees for instance (Bald Cypress). All cypress trees should be included. Also Loblolly pines should be included.

11.1. PURPOSE AND SCOPE.

The purpose of this Article is to provide for the protection and continuance of the heavy tree canopy that currently exists within the City of Diamondhead by prohibiting the unnecessary removal of mature protected trees upon private property. The provisions of this Article shall apply to all protected trees having a caliper diameter of six (6) inches or more as measured at five (5) feet above adjacent grade and growing on privately owned property. Protected trees are defined as Live Oak Trees (*Quercus virginiana*) and Southern Magnolia Trees (*Magnolia grandiflora*) as well as trees with the following common names: ~~Loblolly Pine~~, ~~American Holly~~, ~~Bald Cypress~~, ~~Black Gum~~, ~~Sweet Gum~~, and ~~White Oak~~. This list may be expanded upon recommendation of the Planning & Zoning Committee with approval by the City Council. |

It is further the scope of this Article to provide certain planting limitations to protect trees and the like from unnecessary trimming and to protect utility systems from damage and/or destruction due to tree growth.

(Ord. No. 2012-019.4, 10-1-2019)

Any public tree should be treated like any other public property. They can be valued by arborists if nothing else by their value as firewood and if they are destroyed the taxpayers need to be compensated for the loss.

(Ord. No. 2012-019.4, 10-1-2019)

11.8. TREES ON PUBLIC PROPERTY.

All trees of any kind, regardless of size, located on public property belonging to the City of Diamondhead shall not be removed, cut down or destroyed by any means except upon action of the City Manager. The City Manager shall report the removal or destruction of protected trees on public property in his/her City Manager's Report to the City Council. In the event that any such tree on public property is destroyed without prior written approval the individual(s) responsible for such action shall be required to replace the tree at their sole cost and /or reimburse the City of Diamondhead for value of such tree. The value of the tree shall be determined by an independent 3rd party selected by the City of Diamondhead. In this instance the City of Diamondhead shall authorized to use appropriate legal means to enforce its rights in the matter. |

Any tree that was in place before any utility company installed their equipment should be protected since the utility clearly saw the tree and knew it existed. The utility company should at the very least pay for the value of a tree they destroy or replant another tree of the same species somewhere nearby. Just as property owners should not plant trees that interfere with existing utility equipment the utility has duty to anticipate the placement of their equipment.

(Ord. No. 2012-019.4, 10-1-2019)

11.9. EXEMPTION FOR PUBLIC UTILITIES.

Any public utility operating within the City of Diamondhead may, upon order of the City Manager, be exempt from the provisions of this Ordinance, upon a finding that the services provided by them are necessary for the general health, safety and welfare of the citizens of the City of Diamondhead, but such cutting, removal, defacing, burning, poisoning or taking of any other action that would ultimately result in the destruction of any protected tree designated in this Ordinance shall be limited to the amount necessary in order to provide such utility. If it can be

(Supp. No. 5)

Ordinance 2012-019.4

In the event that anyone cannot follow the rules regarding protected trees any and all licenses and permits issued by the City of Diamondhead issues to that person or entity should be suspended until the incident and activity can be reviewed. The building permit should be suspended for a year commencing upon the final investigation.

11.11.1. – TREE PROTECTION

Trees identified on an approved landscaping plan, subdivision plat, or site plan to be retained shall utilize the following protection methods:

- 11.11.1.1. Install four-foot high perimeter fencing at the extreme outer edge of the dripline.
- 11.11.1.2. Perimeter fencing located within 50 feet of any building footprint, unless approved by the Building Official, shall be constructed of materials equivalent to those used for silt fencing.
- 11.11.1.3. There shall be no activity of any kind inside the perimeter other than hand-brush clearing.
- 11.11.1.4. No land clearing or building permits shall be issued until the perimeter of all protected trees and tree groves have been properly fenced.
- 11.11.1.5. Grates or other pervious surfaces shall be utilized within the dripline of existing trees to allow water and air to reach the tree roots.
- 11.11.1.6. Fill (other than soil disturbance) shall be prohibited, as well as any vehicle traffic or material storage in areas under the dripline of trees to be protected.
- 11.11.1.7. Drastic changes in drainage patterns which may negatively affect existing trees shall be avoided.
- 11.11.1.8. Any person who intentionally damages a protected tree shall be in violation of this article and subject to the penalties prescribed herein below in Section 11.12.
- 11.11.1.9. The removal of the protected fencing, or encroachment into the area, without explicit approval of the property owner or his designated agent, shall be punishable by a fine up to the replacement value of

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11.12.1. – PRIOR TREE REMOVAL

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11.12.1.1. Prior removal of significant specimen and/or heritage trees. If a site is cleared or significant specimen or heritage trees removed prior to obtaining subdivision or site plan approval, or if done without a tree survey or permit, then any City of Diamondhead permits issued to person or entity owning the property including the building permit issued for the development site shall be suspended for 12 months. Further development application for the site shall be denied for up to 24 months except as authorized below:

- a. A request for site plan approval within the 24 month time frame may, however, be considered if the proposed site plan incorporates a reforestation plan that results in a future canopy coverage of 40 percent of the site or the applicant agrees to contribute to the tree escrow account equal to the estimated value of the destroyed tree as determined by an independent 3rd party arborist and cost of implementing the reforestation plan or a combination of both; and pays a fine of \$500.00 per acre of trees cleared and \$1,000.00 per each heritage tree removed.
- b. The square foot percentage of canopy area required for reforestation shall be based on the total area of the property less the square footage dedicated to any building footprints, streets, driveways, sidewalks, pathways, or utility easements as originally requested in the approved development application. In event shall the square footage be less than that contained in the approved

Brian F. LeBourgeois, CFF
77109 Golf Club Drive
Diamondhead, MS 39525
Voice: (504) 812-6024

Mail to: brian.lebourgeois@gmail.com

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Pat Rich

From: Ashley Boone
Sent: Monday, February 26, 2024 1:02 PM
To: Pat Rich; Jon McCraw
Subject: FW: Form submission from: Contact Us

Ashley Boone

Public Works Clerk
City of Diamondhead
5000 Diamondhead Circle
Diamondhead, MS 39525
www.diamondhead.ms.gov

Phone 228-222-4626
Fax 228-222-4390

From: Diamondhead Mississippi <diamondhead-ms@municodeweb.com>
Sent: Monday, February 26, 2024 12:53 PM
To: info <info@diamondhead.ms.gov>
Subject: Form submission from: Contact Us

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Submitted on Monday, February 26, 2024 - 12:52pm

Submitted by anonymous user: 45.31.205.235

Submitted values are:

First Name Clare
Last Name Hanson
Email wonderbob36@gmail.com
Question/Comment
Tree Ordinance

It concerns me that the penalties for violating the tree ordinances are very limited and subject to not being enforced/money being passed under the table, etc.to overlook the violation. A fine of \$1,000 is nothing to a developer - it's peanuts to them.. The penalties need to have much stronger teeth to them. I don't trust the developers to follow the ordinances.

The results of this submission may be viewed at:

Pat Rich

From: Piji White <pjijiercew45@gmail.com>
Sent: Monday, February 26, 2024 3:07 PM
To: Pat Rich
Subject: Tree Ordinance

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

ENFORCE Bany ordinances in place!!!
REVOKE Developer/Builders licenses who do not “ Play by the rules”

Our beautiful Diamondhead is being turned into a boring Suburb.. you and your council are in a unique position to protect and preserve the integrity and beauty of Diamondhead. Please use your title , position and influence to secure the natural beauty of our Unique City.
Thank you.