

**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 the Sign Ordinance (10.10.4). The Case File Number is 202200581. The proposed text is to allow the option for commercial businesses impacted by MDOT's Exit 16 improvements to either replace signage per updated sign ordinance, relocated existing signage or replace signage with signage similar to existing.

In accordance with Article 2.8.2, the City Council shall have jurisdiction with respect to all Text Amendments and Rezoning. The Planning Commission shall review and submit a recommendation to the City Council on Text Amendments and Rezoning.

The Planning and Zoning Commission will consider this application at its next regularly scheduled meeting on **Tuesday, January 24, 2023, 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.

Resolutions:

2. **2023-034:** Motion to adopt Resolution 2023-005 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 16 and 17, Diamondhead Phase 2, Unit 5, Block 6. The Physical address is 68195 Diamondhead Drive East. Parcel number 131B-0-01-164.000. (Ginn)

Motion made by Ward 4 Clark, Seconded by Mayor Depreo to adopt Resolution 2023-005 thereby abandoning a 5' drainage/utility easement on each side of the common property line between lots 16 and 17, Diamondhead Phase 2, Unit 5, Block 6. The Physical address is 68195 Diamondhead Drive East. Parcel number 131B-0-01-164.000. (Ginn)

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Consent Agenda:

Motion made by Ward 1 Finley, Seconded by Ward 2 Liese to approve the following agenda items by consent:

3. **2023-026:** Motion to approve Change Order No. 1 for twenty-five (25) additional days to the contract with J and A Excavation Inc. for the Makiki Drive Drainage with no change to contract price.
4. **2023-027:** Motion to authorize payroll expenses for the Employee Incentive Plan for FY23 in the amount of \$250 each for eligible employees for the second payroll periods in November 2022 and May 2023 to be determined by the City Manager.
5. **2023-028:** Motion to approve payments to Digital Engineering in the amount of \$72.50 for Developer Plan and Spec Reviews, in the amount of \$750.00 for Roadway Improvements Phase 4 and in the amount of \$198.75 for the Beaux Vue Phase 2 Drainage Improvements.
6. **2023-029:** Motion to approve payment in the amount of \$12,000 to Covington Civil & Environmental, LLC for Site Development Plan Review and \$4061.25 for Commercial District Transformation Services.
7. **2023-030:** Motion to approve payment to Compton Engineering in the amount of \$725.00 for Anahola & Hana Place Drainage Basin.
8. **2023-031:** Motion to approve Work Assignment under the Master Service Agreement with Covington Civil and Environmental, LLC in the amount not to exceed \$29,500.00 for Site Development Plan Review as needed.
9. **2023-032:** Motion to approve Pay Application 3 in the amount of \$9,229.97 to J&A Excavation for Makiki Drive Drainage.
10. **2023-036:** Motion to approve allocation to Pearl River Community College Tuition Assistant Program in the amount of \$5000.00 that is included in the FY23 budget.
- 10a. Motion to allow the option for commercial businesses impacted by MDOT's Exit 16 Improvements to either replace signage per updated sign ordinance, relocate existing signage or replace signage with signage similar to existing.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

10A. Motion to allow the option for commercial businesses impacted by MDOT's Exit 16 Improvements to either replace signage per updated sign ordinance, relocate existing signage or replace signage with signage similar to existing.

Description:

The Mayor and Council have previously approved allowing the commercial businesses impacted by MDOT's Exit 16 to be non-conforming properties. As a result of the new MDOT Right of Way, businesses will no longer meet the requirements of the ordinances such as building setbacks. Adding the signage to the non-conforming properties lets the commercial owners impacted by this project know that we are sympathetic to the cost for the new signage to meet the updated ordinance and the cost that they are already incurring to accommodate the new right of way. It also lets these business owners know that they are not being singled out to replace signage while other business owners not impacted by Exit 16 Improvements are allowed to keep their signage in place.

In addition, it is yet to be determined, the economic and inconvenience associated with the 24-month project as it relates to lane closures, traffic delays, construction equipment, lack of accessibility by patrons, lack of visibility to store frontage and general dirt and debris associated with construction.



Mayor Depreo
Councilmember Maher At-Large
Councilmember Finley Ward 1
Councilmember Liese Ward 2
Councilmember Cumberland Ward 3
Councilmember Clark Ward 4

MINUTES SPECIAL CALLED MEETING OF THE CITY COUNCIL

Monday, October 24, 2022

8:00 AM CST

Council Chambers, City Hall

Call to Order.

Mayor Depreo called the meeting to order at 8:00 a.m.

Roll Call

PRESENT

Mayor Nancy Depreo

Councilmember-At-Large Gerard Maher

Ward 1 Shane Finley - via teleconference

Ward 2 Anna Liese

Ward 3 John Cumberland

Ward 4 Charles Clark – via teleconference

Confirm or Adjust Agenda Order

Motion made by Ward 3 Cumberland, Seconded by Ward 2 Liese to confirm the agenda.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Action Agenda.

1. **2023-040:** Motion for discussion and possible action regarding agenda Item 10 a. as approved at the October 18, 2022 City Council Meeting.

Motion made by Ward 2 Liese, Seconded by Ward 3 Cumberland for discussion possible action regarding agenda item 10 a. as approved at the October 18, 2022, City Council Meeting.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Motion made by Ward 2 Liese, Seconded by Councilmember-At-Large Maher to rescind agenda item 10 a. as approved the October 18, 2022, City Council Meeting and to refer the matter to the Planning and Zoning Commission for a public hearing and recommendation.

Voting Yea: Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

Voting Nay: Mayor Depreo

Motion Carried

Adjourn/Recess.

At 8:15 a.m. with no further business to come before the Council, motion made by Ward 3 Cumberland, Seconded by Councilmember-At-Large Maher to adjourn.

Voting Yea: Mayor Depreo, Councilmember-At-Large Maher, Ward 1 Finley, Ward 2 Liese, Ward 3 Cumberland, Ward 4 Clark

MOTION CARRIED UNANIMOUSLY

Nancy Depreo
Mayor

Jeannie Klein
City Clerk