

**MINUTES OF THE
REGULAR MEETING OF THE
HATTIESBURG PLANNING COMMISSION**

July 6, 2016

The Hattiesburg Planning Commission did meet in a regular session on July 6, 2016 at 1:00 p.m. at the Jackie Dole Community Center, 220 West Front Street, Hattiesburg, Mississippi. Joseph White, Chairman, presided over the meeting. A quorum was indicated and the attendance was as follows:

Commissioners Present: Dick Conville
Judy Corts
Eric Martin
Linda McMurtrey, Vice-Chairman
Mark Miller
Joseph White, Chairman
Jessie Wilson

Commissioners Absent: Peggy Horton, Secretary
Don McCleskey
Sandra Thompson

Also Present: Pattie Brantley, AICP, Director of Urban Development
Ginger Maddox, Planning Division Manager
Jeremy McNeil, Planner
Steve Mitchell, Building Official

Chairman White declared the meeting of the Hattiesburg Planning Commission open and in session at 1:05 P.M.

INVOCATION

Commissioner Martin gave the invocation.

AGENDA REVIEW

There came the matter of the July 2016 Agenda. A request was made by Chairman White for a motion to approve the July 2016 Agenda. A motion was made to approve by Commissioner Wilson and seconded by Commissioner Corts.

Commissioners voting aye: Dick Conville
Judy Corts
Eric Martin
Linda McMurtrey, Vice-Chairman
Mark Miller
Jessie Wilson

Commissioners voting nay: None

MINUTES REVIEW

There came the matter of the June 15, 2016 Minutes. A request was made by Chairman White for a motion to Approve the June 15, 2016 Minutes. A motion was made by Commissioner Corts to approve the minutes and seconded by Commissioner Miller.

Commissioners voting aye: Dick Conville
Judy Corts
Eric Martin
Linda McMurtrey, Vice-Chairman
Mark Miller
Jessie Wilson

Commissioners voting nay: None

Commissioners abstaining: None

REPORTS

BUILDING REPORT

There came the matter of the Building Inspection Report provided to the commission of monthly and YTD Permit information for June by Steve Mitchell, Building Official.

PLANNING REPORT

There came the matter of the Planning Report. Ginger Maddox, Planning Division Manager, informed the Commission due to a scheduling conflict the July 12th Special Called Meeting for final adoption of the Proposed Land Development Code was rescheduled to Wednesday, July 27, 2016, at the Jackie Dole Sherrill Community. Also, Ms. Maddox informed the Commission of the City Council approval of the following items heard at the previous Planning Commission: Kimble Allen, Use Permit Upon Review, PPIN 45226; Regina Lee, Variance, PPIN 36034; and Austin Lovitt, Neel-Schaffer, Street Closure.

CHAIRMAN’S REPORT

There came the matter of the Chairman’s Report. There was none.

PUBLIC HEARING

Chairman White declared the Public Hearing open at 1:05 P.M. and read the rules and procedures of the hearing.

There came the matter of Item A to take from the table (Variance), by Darlene Thomas, Image Signs & Neon Inc., Representative, on behalf of Chad Smith, Owner, Smith Brothers Collision Center as required in the Comprehensive Zoning Ordinance No. 2330, as amended, to request a variance from Article 4, Section 95.10.2 (A)(a) which states only one (1) free standing sign per lot when the lot street frontage is less than five hundred (500) feet and instead allow two (2) free-standing signs per lot with a lot street frontage of three hundred four (304) feet for a variance of one (1) free standing sign for certain property located at 32 King Road (Parcel 052N-09-021.000, PPIN 26693, Ward 3).

	Name	Address	City/State
<u>Presented by:</u>	Darlene Thomas	310 South 25 th Street	Hattiesburg, MS
	-	Representative, Image Signs & Neon Inc.	
<u>Proponents:</u>	None		
<u>Opponents:</u>	None		

Commission Miller made a motion to take item from table. The motion was seconded by Commission Conville. Chairman White declared the Public Hearing closed and the Business Meeting open to vote on the request. Commissioner Miller made a motion to approve the Variance with the basis that special conditions and circumstances do exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; that literal interpretation of the provisions of the code would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this code; that the special conditions and circumstances do not result from the actions of the applicant; and that granting the variance requested will not confer on the applicant any special privilege that is denied by this code to other lands, structures, or buildings in the same district. The motion was seconded by Commissioner Martin.

Commissioners voting aye: Dick Conville
 Eric Martin
 Linda McMurtrey, Vice-Chairman
 Mark Miller
 Jessie Wilson

Commissioners voting nay: Judy Corts

Commissioners abstaining: None

There came the matter of Item B (Variance), by John Anglin, Clearpoint Consulting Engineers, Representative, Bernard Green, Owner, as required in the Comprehensive Zoning Ordinance No. 2330, as amended, to request a variance from Article 4, Section 62.04 (2) which states the minimum side setback is thirty (30) feet and instead allow a setback of 18.7 feet for a variance of 11.3 feet along Oak Grove Road for certain property located at 111 South Westover Drive (previously 2009 Oak Grove Road) (Parcel 051R-12-086.000, PPIN 8401, Ward 3).

	Name	Address	City/State
<u>Presented by:</u>	John Anglin	6652 US Hwy 98	Hattiesburg, MS
	- Representative, Clearpoint Consulting Engineers		

Proponents: None

Opponents: None

Chairman White declared the Public Hearing closed and the Business Meeting open to vote on the request. Commissioner Conville made a motion to approve the Variance with the basis that special conditions and circumstances do exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings in the same district; that literal interpretation of the provisions of the code would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this code; that the special conditions and circumstances do not result from the actions of the applicant; and that granting the variance requested will not confer on the applicant any special privilege that is denied by this code to other lands, structures, or buildings in the same district. The motion was seconded by Commissioner McMurtrey.

Commissioners voting aye: Dick Conville
Peggy Horton, Secretary
Eric Martin
Don McCleskey
Linda McMurtrey, Vice-Chairman

Commissioners voting nay: Mark Miller

Commissioners abstaining: None

There came the matter of Item C (Use Permit Upon Review), by Scott Yadon, TLC Properties, Owner, as required in the Comprehensive Zoning Ordinance No. 2330, as amended, to request a Use Permit Upon Review for a replacement “Digital Billboard” as provided in Article 5, Section 95.10(3.1) (3) for certain property located on US Hwy 49 (Parcel 2-028B-05-098.00, PPIN 26038, Ward 2).

	Name	Address	City/State
<u>Presented by:</u>	Norman Beasley	29 West Lake Road	Hattiesburg, MS
	- Owner, TLC Properties.		

Proponents: None

Opponents: None

Chairman White declared the Public Hearing closed and the Business Meeting open to vote on the request. Commissioner Corts made a motion to approve the Use Permit Upon Review because there is need to reinforce Hattiesburg’s quality of life, preserve neighborhood identity, and boost community pride. The motion was seconded by Commissioner Wilson.

Commissioners voting aye: Dick Conville
Judy Corts
Eric Martin
Linda McMurtrey, Vice-Chairman
Mark Miller
Jessie Wilson

Commissioners voting nay: None

Commissioners abstaining: None

There came the matter of Item D (Variance), by Kenton McNeese, Pine Belt Home Builders LLC, Applicant, on behalf of Ken Conway, KDC Investment, Owner, as required in the Flood Damage Prevention Ordinance No. 3165, as amended, to request a Variance from the Code of Ordinances Chapter 10, Article 6, Section E, which states that qualifying historic structures may apply for a Variance from the requirement to elevate or flood proof the structure, for the property located at 2007 Adeline Street (Parcel 028P-08-265.00, PPIN 16385, Ward 4).

	Name	Address	City/State
<u>Presented by:</u>	Kenton McNeese	7092 Hwy 98	Hattiesburg, MS
	- Applicant, Pine Belt Home Builders LLC		
<u>Proponents:</u>	None		
<u>Opponents:</u>	None		

Chairman White declared the Public Hearing closed and the Business Meeting open to vote on the request. Commissioner Miller made a motion to approve the Variance. The motion was seconded by Commissioner Conville.

Commissioners voting aye: Dick Conville
Judy Corts
Eric Martin
Linda McMurtrey, Vice-Chairman
Mark Miller
Jessie Wilson

Commissioners voting nay: None

Commissioners abstaining: None

BUSINESS MEETING

There being no further business, the meeting was adjourned at 2:23 P.M.

Joe White, Chairman

Pattie Brantley, AICP, Director of Urban Development.