



**Monday, December 18, 2023
4:00 PM**

**City Council
Monday Meeting Agenda**

**Council Chambers
200 Forrest Street**

Call to Order

Public Hearing

1. **2023-905** Hold Public Hearing to determine if certain properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community, according to the provision of MS Code 1972, Section 21-19-11.

Attachments: 1. PH 12 18 2023 Request to Set Public Hearing Memo
 2. 1. 20 Broadacres Drive Case History
 3. 2. 906 Edwards Street Case History

Agenda Review

Citizens' Forum

Meeting Recess



Memorandum

To: Mayor Toby Barker and Members of City Council

From:

cc: Wiley Quinn, Urban Development Director

Date: Monday, December 18, 2023

Re: Hold Public Hearing to determine if certain properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community, according to the provision of MS Code 1972, Section 21-19-11.
File Number: 2023-905
Minute Book #

Summary

Public Hearing 12 18 2023, Unsafe Properties

Recommendation Statement

I recommend a Public Hearing for the listed properties to determine if said properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community.

Please place this on the December 18, 2023 City Council meeting for consideration.



MAYOR
Toby Barker

COUNCIL - WARD ONE
Jeffrey George

COUNCIL - WARD TWO
Deborah Denard Delgado

COUNCIL - WARD THREE
Carter Carroll

COUNCIL - WARD FOUR
Dave Ware

COUNCIL - WARD FIVE
Nicholas Brown

MEMORANDUM

TO: Mayor and City Council

FROM: Wiley Quinn, Code Enforcement Manager

DATE: November 21st, 2023

RE: Set Public Hearing

The Code Enforcement Division requests that the City Council hold a Public Hearing on Monday, December 18, 2023 to determine if the following properties are in such a state of uncleanliness so as to be a menace to the health and safety of the community, according to the provisions of MS Code 1972, Section 21-19-11.

	Address	PPIN	Ward	Violations	Proposed Actions	Estimated Cost	Estimated Penalty
1	20 Broadacres Drive	27487	1	OGL, AV	Lot Clearing	\$4,000	\$1,500
2	906 Edwards Street	12918	2	DB, ES, AG&R	Demo	\$10,000	\$1,500

Garbage & Rubbish=GAR/RUB
Accumulation of Garbage and Rubbish = AG&R
Dilapidated Building=DB
Dangerous Structure=DS
Imminent Danger=ID
Overgrown Lot=OGL
Open Storage=OS
Unsafe Structure=US
Abandoned Vehicle=AV
Abandoned Structure=AS
Vacant Structure=VS
Owner Responsibility=OR

Hazardous Tree = HT
Exterior Structure = ES
Clean Pool = POOL
Trash & Litter = T&L

Case # 1

**Case History For
20 Broadacres Drive**

Ward: 1

Action Center: 11-23-012173

Date: 11/17/2023

PPIN: 27487

Owner: The Sidney Malone Living Trust

Violations: OGL, AV

Case History: Director Wiley Quinn states that the property has not been maintained due to truckers parking on the street. Condition of the area has been low since 2022.

Inspector:

Shayne Holmes

601-554-1023





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NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S) AND/OR TO CLEAR ALL CODE VIOLATIONS

To: Sidney Malone Trust, 62 Big Creek Crossing, Hattiesburg, MS, 39402; Sidney Malone Trust, 104 Campbell Loop, Hattiesburg, MS, 39401; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, December 18, 2023, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

PARCEL: 2-024M-31-018.00, PPIN: 27487 20 Broadacres Drive, Hattiesburg, MS, 39401, and better described as: All that part of Section 36, Township 5 North, Range 14 West and Section 31, Township 5 North, Range 13 West, in the County of Forrest, State of Mississippi, being more particularly described as follows: Commencing at the point of intersection of the southern boundary line of the North Half of the Northeast Quarter of the Southeast Quarter of Section 36, Township 5 North, Range 14 West, with the southeasterly right-of-way line of U.S. Highway 59, which point is the point of beginning; thence in a northeasterly direction, then an easterly direction, and then a south easterly direction on and along a curve of the easterly or southerly right-of-way line of U.S. Highway 59 to the point of intersection of said right-of-way with the northern boundary line of the east Half of the Northwest Quarter of the southwest Quarter of Section 31, Township 5 north, range 13 W (said intersection being 25.4 feet West of the north east corner of said Northwest quarter of the Southwest quarter of said section 31); thence West, along the northerly line of the Northwest quarter of the Southwest quarter of said Section 31 a distance of 640.1 feet; thence South along the eastern boundary line of the west half of the Northwest Quarter of the Southwest Quarter of said Section 31 a distance of 1320 feet to the Southeast corner of said West half of the Northwest quarter of the Southwest corner of said Section 31; thence West 660 feet to the Southwest corner of the West half of the Northwest quarter of the Southwest quarter of said section 31; thence North 660 feet to the Southeast corner of the North Half of the Northeast Quarter of the Southeast quarter of section 36, Township 5 North, Range 14 W. Thence West on and along the South boundary line of the North Half of the Northeast quarter of the Southeast quarter of said Section 36, a distance of 675.9 feet to the point of beginning.

Publication: November 30th, 2023

20 Broadacres Drive

PPIN: 27487

7017 2400 0001 1421 4163

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104 Campbell Loop
Hattiesburg MS 39401

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Sidney Malone Trust
62 Big Creek Crossing
Hattiesburg MS 39402

Case # 2

Case History For 906 Edwards Street

Ward: 2

Action Center: 11-22-010416

Date: 11/2/2023

PPIN: 12918

Owner: Frederick Smith

Violations: DB, ES, AG&R

Case History: This property has been burned and in unsafe conditions since January 2019. During this time, the owner has been contacted multiple times to fix the nature of the building and the owner has made no attempt to resolve any of the violations on the property. Due to the dilapidated condition of the building, it poses a risk to the community as it is unsafe, lacked maintenance, and is unsanitary. The property is also consistently overgrown. Code Enforcement has written multiple violations and citations concerning the conditions of the property, now we are recommending the property to be demolished and cleaned.

Inspector:

Dale Brown

601-554-1009





MAYOR
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Jeffrey George

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COUNCIL - WARD THREE
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COUNCIL - WARD FOUR
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**NOTICE OF HEARING BEFORE THE CITY COUNCIL OF THE CITY OF
HATTIESBURG, MISSISSIPPI TO CONDEMN DILAPIDATED BUILDING (S)
AND/OR TO CLEAR ALL CODE VIOLATIONS**

To: Joseph & Carolyn Williams, 14 Burkett's Creek Drive, Hattiesburg, MS 39401; Frederick Smith, 201 Lakewood Loop, Hattiesburg, MS, 39402; and all unknown persons claiming any right, title or interest in or to the hereinafter described property.

PLEASE TAKE NOTICE PURSUANT TO §21-19-11 of the Mississippi Code of 1972, as annotated and amended, the City Council of the City of Hattiesburg will hold a public hearing at 4:00 p.m. on Monday, December 18, 2023, Hattiesburg, MS to determine whether or not the hereinafter-described property is in such a state of uncleanness to be a menace to the public health and safety of the community. You have a right to file an answer and to appear at said hearing in person or otherwise and to offer your defense, if any. If, at such hearing, the City Council shall adjudicate the property in its then condition to be a menace to the health and safety of the community, the City of Hattiesburg shall, if the owner will not do so himself, proceed to have the land cleared pursuant to the aforesaid statute. The City of Hattiesburg may then adjudicate the costs plus penalty of cleaning said property and the costs may become assessment against the property, which shall be a lien against said property all as provided by statute, to wit:

PARCEL: 2-038A-15-150.00, PPIN: 12918, 906 Edwards Street, Hattiesburg, MS, 39401, and better described as: Beginning at the Southwest Corner of Lot One (1) of Block Nine (9), of the J. E. Arledge Subdivision in the City of Hattiesburg, Forrest County, Mississippi, and run thence North 54 feet; thence run East 208 2/3 feet; thence South 54 feet; thence West 208 2/3 feet back to the Point of Beginning, together with all improvements located thereon and appurtenances thereunto belonging.

Publication: November 30th, 2023

906 Edwards Street

PPIN: 12918

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or PO Box No. *201 Lakewood Loop*
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Sent To: *Joseph & Carolyn Williams*
Street, Apt. No.,
or PO Box No. *14 Burkett's Creek Tr*
City, State, ZIP+4® *Hattiesburg MS 39401*

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