

Call to Order

BE IT REMEMBERED that the Hattiesburg City Council held a **public hearing at 4:00 p.m. Monday, November 18, 2019**, in Council Chambers at City Hall, for the appeal filed by Tyler Watts to appeal the Planning Commission's recommendation for a petition filed by Tyler Watts et al., to change the zoning classification for certain properties located at and north of 914 Beverly Hills Drive from R-1B (Single Family Residential) to R-3 (Multi-Family Residential) (Ward 1), as per the attached Memo. Planning Commission recommended to Deny on October 2, 2019.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Deborah Delgado, Ward 2; Carter Carroll, Ward 3; Mary Dryden, Ward 4; and Nicholas Brown, Ward 5. Others in attendance included Director of Administration/City Clerk, Kermas Eaton; City Attorney, Randy Pope; Clerk of Council, Ronda S. Cole; Deputy Clerk of Council, Lisa Luu Jolly; City staff members; media; and the public.

Council President Carroll called the meeting to order and explained the procedures.

Appeal Public Hearing #1

1. **2019-311** Hold public hearing for appeal filed by Tyler Watts to appeal the Planning Commission's recommendation for a petition filed by Tyler Watts et al., to change the zoning classification for certain properties located at and north of 914 Beverly Hills Drive from R-1B (Single Family Residential) to R-3 (Multi-Family Residential) (Ward 1), as per the attached Memo. Planning Commission recommended to Deny on October 2, 2019.

Council President Carroll asked for clarification on the letter to withdraw from the appeal.

Mr. Andrew Ellard, Director of Urban Development, responded in the affirmative. He also stated that the applicant withdrew his appeal, but the zoning application will remain going forward.

By unanimous consent, Council President Carroll **closed the appeal public hearing at 4:02 p.m.** and proceeded with the next Appeal Public Hearing.

BE IT REMEMBERED that the Hattiesburg City Council held a **public hearing at 4:04 p.m. Monday, November 18, 2019**, in Council Chambers at City Hall, for the appeal filed by Mark Irby and George Walker to appeal the Board of Adjustment's recommendation for a petition filed by George Walker, to vary from the LDC, Sec. 10, Table 10.6-2 "Sign Message Area" for Wall Signs for an existing sign at 8 Park Place (Ward 3), as per the attached Memo. Board of Adjustment recommended to Deny on October 2, 2019.

Those present included Mayor Toby Barker and members of the City Council Jeffrey George, Ward 1; Deborah Delgado, Ward 2; Carter Carroll, Ward 3; Mary Dryden, Ward 4; and Nicholas Brown, Ward 5. Others in attendance included Director of Administration/City Clerk, Kermas Eaton; City Attorney, Randy Pope; Clerk

of Council, Ronda S. Cole; Deputy Clerk of Council, Lisa Luu Jolly; City staff members; media; and the public.

Council President Carroll called the meeting to order and explained the procedures.

Appeal Public Hearing #2

2. **2019-314** Hold public hearing for appeal filed by Mark Irby and George Walker to appeal the Board of Adjustment's recommendation for a petition filed by George Walker, to vary from the LDC, Sec. 10, Table 10.6-2 "Sign Message Area" for Wall Signs for an existing sign at 8 Park Place (Ward 3), as per the attached Memo. Board of Adjustment recommended to Deny on October 2, 2019.

Ms. Caroline Miles, Planner, provided an overview history of the existing sign at the applicant's apartment complex and went over procedures in reference of the Land Development Code.

Mr. Mark Irby of Heritage Properties appeared before the Council and provided an overview on what all renovations were done to the apartment complex. Mr. Irby mentioned that the mural sign was part of the renovations to attract the complex, and he was requesting a variance for the mural sign.

Council President Carroll responded to Mr. Irby that his variance request was ten (10) times larger than the actual size that Land Code Development allows it to be.

Council President Carroll asked Mr. Irby if this was his first apartment complex that he had worked with and why did he not get a permit for this sign. Mr. Irby responded in the negative, and Mr. Gary Walker, Senior Project Manager for Heritage Properties came before the Council to explained that the artist (from Laurel) told them that a permit would not be necessary because it was a mural. Mr. Walker also explained that he had taken action as soon as they received a notice of violation, and he went forward on getting a permit for the sign.

Council Member George asked for clarification on whether the street paving was a private road since the City did not repave that street. Mayor Barker also asked for clarity on whether it was a private street or not. Mr. Irby responded in the affirmative, and he has been told by the Planning Commission that it was fine. Mr. Irby also added that their intentions were to help improve the City and the area of that property.

Council Vice President Dryden stated that the design of the sign was very attractive, but it was too large and she appreciated the repaving of the road. She was hopeful that they could have the issue resolved.

Mayor Barker asked Mr. Walker and Mr. Irby if they had contacted the artist about this situation; Mr. Walker responded that they had not been able to get in contact with the artist.

Council President Carroll asked for public comment on behalf of the sign or against the sign.

Council President Carroll said depending on the Council's action tomorrow, they could get with the Planning Department and see what they could and could not do to resolve the sign issue.

Council Member Delgado asked Mr. Ellard to clarify the difference between a sign and a mural. Mr. Ellard responded and explained it to Council Member Delgado according to the Land Code Development definitions. Council President Carroll also gave examples of what a mural was.

There were no other citizens present who wished to speak regarding the Appeal Public Hearing.

By unanimous consent, Council President Carroll **closed the appeal public hearing at 4:15 p.m.** and proceeded with the Agenda Review.

Agenda Review

Council President Carroll proceeded with the Agenda Review.

Following discussion of agenda items, Council President Carroll closed the Agenda Review.

Citizens' Forum

Council Vice President Dryden proceeded with the Citizens' Forum.

She stated the procedures and invited members of the public to speak.

There were no citizens present who wished to address the Council.

Council Vice President Dryden closed the Citizen Forum.

Meeting Recess

By unanimous consent, Council President Carroll declared the **meeting recessed at 5:04 p.m., this the 18th day of November, 2019.**

ATTEST:

APPROVE:


Clerk of Council


Council President

ATTEST AND CERTIFY:

APPROVE:


City Clerk


Mayor

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