

ORDER

IT IS ORDERED by the City Council of Laurel, Mississippi that Hale Real Estate LLC be and they are hereby granted a special exception, from the City of Laurel Zoning Ordinance, Chapter 27. Said special exception allows operation of a Fire Works Stand located at:

33-9-11 PARCEL OF LAND IN THE SW OF SW LESS PT IN COUNTY-51482
(Also known as 1416 E. Hwy 84). This property is located in Ward 5.

This property is zoned as Other but is surrounded by the C-3, Heavy Commercial District, which allows commercial activities. This special exception is being sought to bring the current Fire-works stand into compliance with City Ordinances. The business has been operating for over 20 years. It has just recently been discovered that this business is in-fact within city limits and is currently operating against city Ordinance Chapter 27 sec: 27-2, under the heading "Fireworks prohibited".

Said request for a special exception was heard by the Planning Commission in a regularly scheduled meeting on December 13, 2018.

Granting of this special exception is recommended as such action would not adversely affect the adjoining property owners, the public health, the public safety, or the general welfare of the community so long as the owner complies with City licensing codes and other Federal and State Tax laws.

Motion was made by Councilperson T. Comegys, seconded by Councilperson Wheat, that the foregoing Order be adopted.

Upon roll call vote, the results were as follows:

YEAS: Capers, Wheat, Thaxton, Carmichael, S. Comegys, T. Comegys, Page

NAYS: None

ABSTAINING: None

ABSENT: None

The President thereupon declared the motion carried and the Order adopted, this the 18th day of December, A.D., 2019.

PRESIDENT OF THE COUNCIL

ATTESTED AND SUBMITTED TO THE MAYOR BY THE CLERK OF THE COUNCIL ON

_____.

CLERK OF THE COUNCIL

APPROVED () DATE _____

VETO () DATE _____

MAYOR

ATTEST:

MUNICIPAL CLERK

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Min. of; 12/18/19; Bk. No; 101; Pg. No: _____; Agenda Item No: 4P

Planning Commission Special Meeting
December 13, 2018

BE IT REMEMBERED that a meeting of the Planning Commission of the City of Laurel was held on Thursday, December 13, 2018 at 5:30 PM in the Council Chambers of the Laurel City Hall.

Lew Yoder, acting chairman, called the meeting to order at approximately 5:35 PM. The secretary checked the roll and found the following members present: Rev. Jimmy Bunch; Susan Boone Vincent; Judy Holifield and Judy Denham, Planning and Zoning Coordinator, who serves as secretary to the Commission.

Purpose of the meeting was to consider the following in public hearing (complete legal description may be found in the petition file):

1. **Special Exception Docket No. SPE 18-09**, styled Hale Real Estate LLC, 46 Broken Bow Road, Buffalo, MO 65622, Petitioner seeks Special Exception to allow an already existing Fire Works Stand at 1416 E Hwy 84, Laurel, MS 39440. City of Laurel Ordinance Chapter 27, sec 27-2 prohibits the sale of Fire Works within the City limits. This property is located in Ward 5.

The property owner's representative from Jackson a Mr. Joe Deaton was in attendance and after not having a quorum, Mr. Yoder decided to allow him to speak. Mr. Deaton stated that the business had been there for over 20 years and the reason the building was built was because there was complaint about the Fire Works tent. So, the owner built the building. Since we did not have a quorum it was decided to obtain votes by proxy. The secretary was instructed to email all member's the following morning. Mr. Yoder moved to accept the special exception as long as the owner obtained a privilege license and come into compliance with State tax laws, Rev. Jimmie Bunch seconded the motion, all present voted in the affirmative. There was a total of 5 responses in the affirmative the morning of December 14, 2018, with the proxy votes this special exception passed.

Respectfully submitted,

Lew Yoder, Acting Chairman

Judy Denham, Planning and Zoning Coordinator/Secretary to the Commission
/jd