



**MINUTES**  
**PLANNING AND ZONING COMMISSION**  
**Diamondhead, Mississippi**  
**Diamondhead City Hall Council Chambers**  
**October 29, 2018**  
**6:00 p.m. CST**

1. Chairman Milton called the meeting to order at 6:00 p.m. CST.
2. Chairman Milton recited the Statement of Purpose.
3. Chairman Milton led the Pledge of Allegiance.
4. Present: Commissioners Bice, Milton, Hensley and Bower. Absent: Williams and Crosby

Also, present City Attorney Derek Cusick, Assistant City Attorney Kimber Roten, Building Official Ronald Jones, and Minutes Clerk Tammy Braud.

**5. Confirmation of the Agenda**

Commissioner Bower moved, seconded by Commissioner Hensley, to approve the agenda as presented.

Ayes: Bice, Milton, Hensley and Bower. Nays: None. Absent: Williams and Crosby

**MOTION CARRIED UNANIMOUSLY**

**6. Approve Minutes. –**

Commissioner Bower moved, seconded by Commissioner Hensley, to approve the Minutes of September 25, 2018 as presented.

Ayes: Bice, Milton, Hensley and Bower. Nays: None. Absent: Williams and Crosby

**MOTION CARRIED UNANIMOUSLY**

**7. New Business –**

**Case File Number 201800374**

8. Sean and Tabitha Garrard is requesting a front yard variance from Article 4.5.5 E. i to allow a single family home to be constructed with 8' of the property line along Turnberry Way and Turnberry Court. The actual variance request would be 12'. The required front yard setback is 20'.

- The property address is 748 Turnberry Court. The tax parcel number is 067N-1-35-079.000. The property is located in an R-1 zoning district.

Kyle Ladner presented the case in the application request and answered questions from the commissioners.

At this time, Commissioner Milton called for any public comments or questions in reference to this request with none presented.

Ronald Jones, Building Official, then proposed a recommendation finding to deny the application request in the matter of Case File Number 201800374.

The staff recommends to deny the variance request based on the following conditions:

- It would change the character of the neighborhood.
- It does not meet the spirit and intent of the zoning ordinance and comprehensive plan.
- House plans could be modified to comply i.e. upper loft.

Commissioner Hensley moved, seconded by Commissioner Bower, to recommend for denying the City Council the matter in the Case File Number **201800374** as recommended by Ronald Jones.

A Roll Call Vote Was Taken:

Ayes: Bice, Milton, Hensley and Bower. Nays: None. Absent: Williams and Crosby

**MOTION CARRIED UNANIMOUSLY**

**Discussion regarding any proposed changes to the Tree ordinance**

Tree Ordinance will be taken up at the November 13, 2018 with all members present.

At this time, Commissioner Milton called for any public comments or questions regarding the working draft of the tree ordinance. Mr. Harold Preble suggested protected tree be protected at 4" instead of 6" for live oaks only.

**8. Unfinished Business Open Public Comments to Non-Agenda items –**

None

**9. Open Public Comments to Non-Agenda Items**

None

**10. Commissioners' Comments**

None

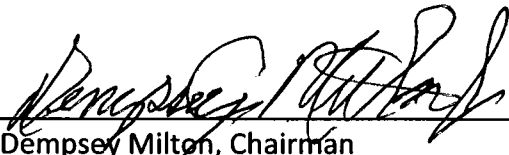
**11. Communication / Announcements. –**

Ronald Jones and the Commissioners discussed changes to and finalization of the 2019 Calendar.

Adjourn - Commissioner Bower moved, seconded by Commissioner Hensley, to adjourn at approximately 7:10 p.m. CST.

Ayes: Bice, Milton, Hensley and Bower. Nays: None. Absent: Williams and Crosby

**MOTION CARRIED UNANIMOUSLY**



---

Dempsey Milton, Chairman  
Planning & Zoning  
City of Diamondhead, MS