

CITY OF CLINTON AGENDA ITEM FACT SHEET

Board Meeting Date: March 6, 2001

Agenda Item No. 7.AConsent Agenda:
For:

To:

Acct. No.

Discussion/Action: Site Plan - Mascagni & Company
205 E. Main Street
(Olde Towne Area)**Introduced by:** Gary Ward**Telephone:** 924-2239**Exhibits for Review:**

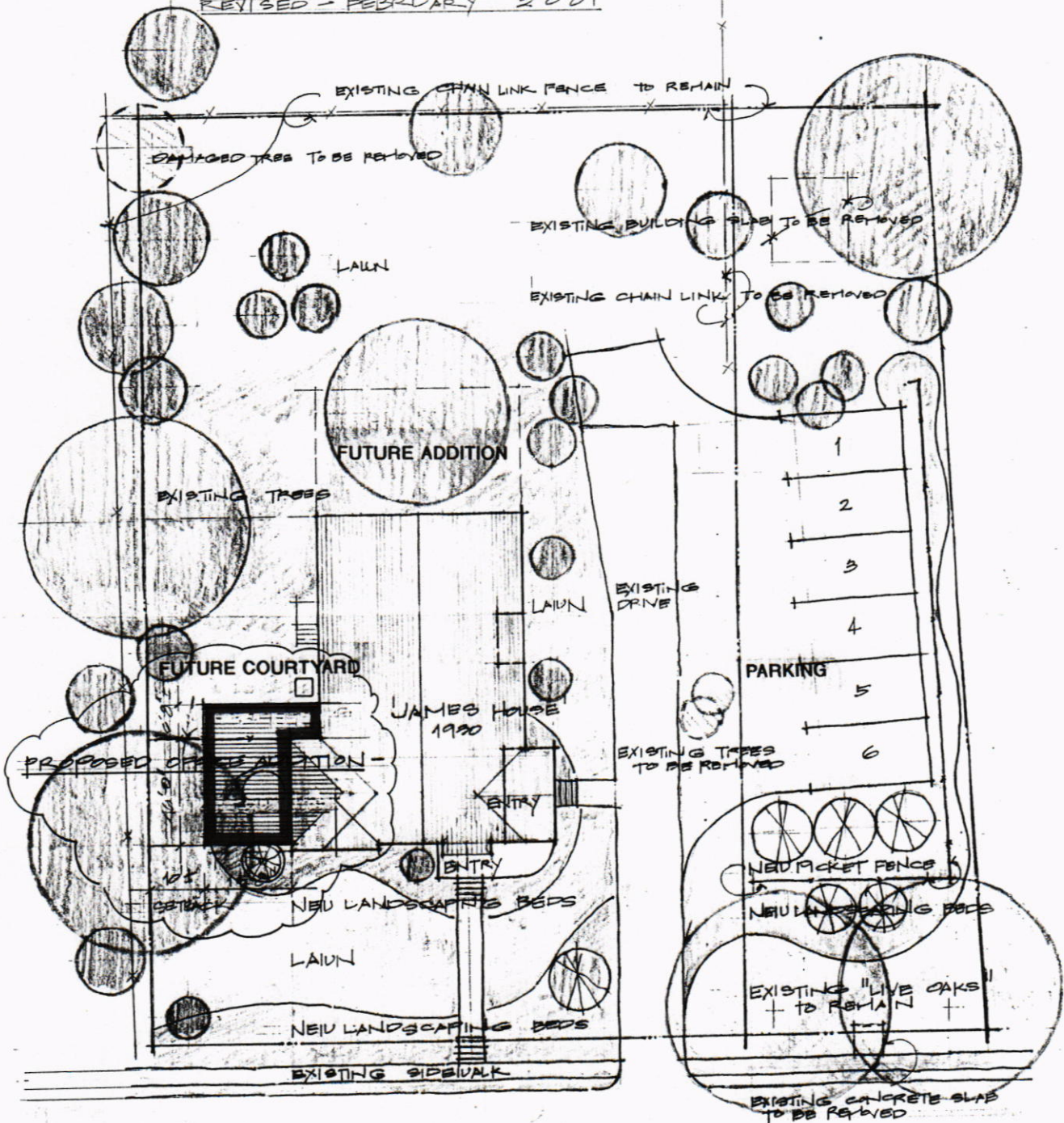
Minutes	_____	Invoice	_____	Other:	_____
Ordinance	_____	Plans, Maps	_____		_____
Resolution	_____	Contract	_____		_____

Recommendation: Planning and Zoning recommends approval.
Clinton Historical Commission recommends approval.**Board Action:****Motion made by:** Touchton
Seconded by: Brabham

Vote Cast:	"Aye"	"Nay"	Action Taken:
Brabham	_____	_____	_____
Hisaw	_____	_____	_____
DePriest	_____	_____	_____
Brantley	_____	_____	_____
Fisher	_____	_____	_____
Touchton	_____	_____	_____
Lott	_____	_____	_____
Mayor Aultman	_____	_____	_____

PROPOSED SITEPLAN
FOR 205 EAST MAIN STREET
CLINTON, MISSISSIPPI
REVISED - FEBRUARY 2001

BOARD APPROVED



205 EAST MAIN STREET

C1

WILLIAM F. CAMPBELL, ARCHITECT / CLINTON, MISSISSIPPI / 924-3710

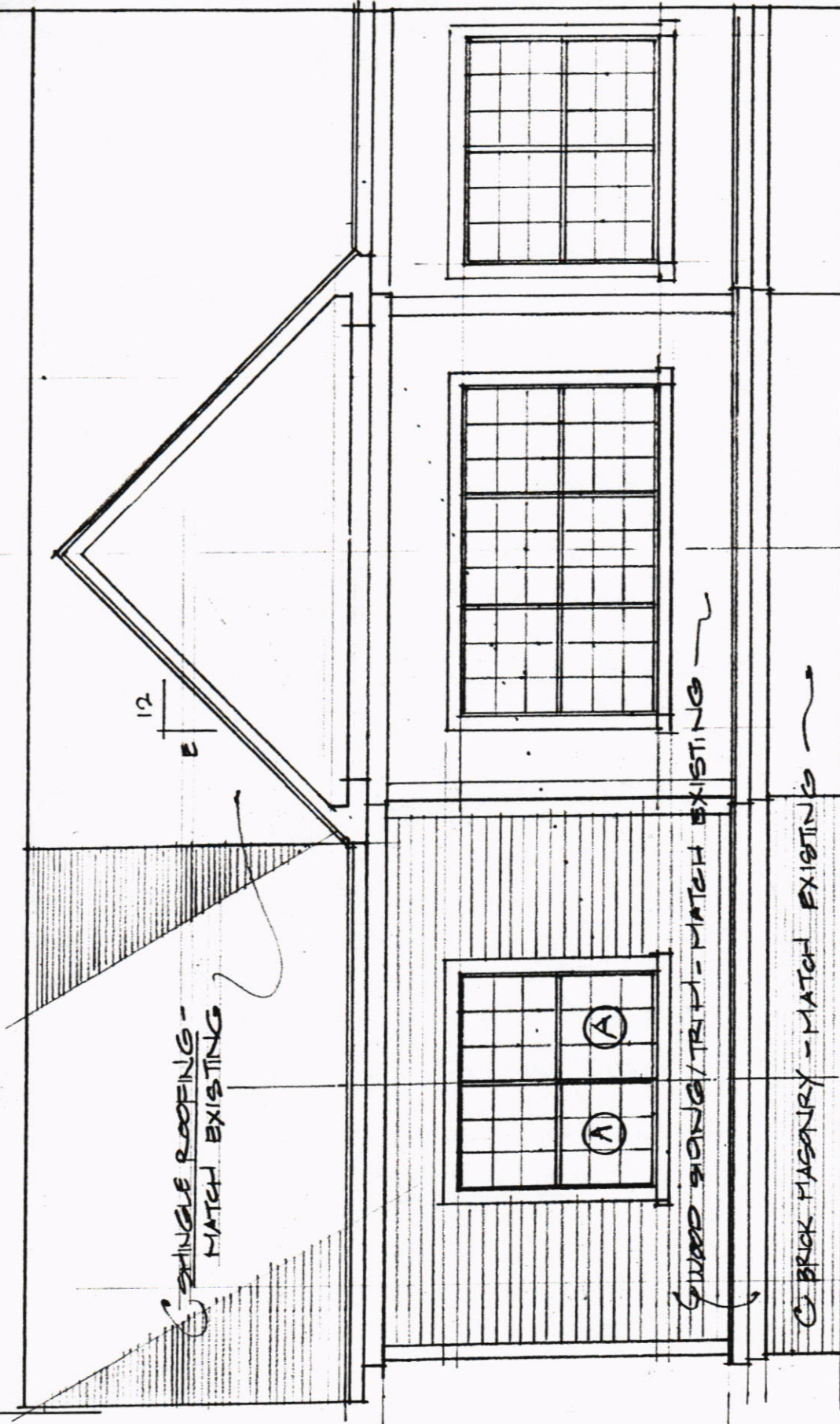
BOARD APPROVED

A8

PROPOSED ADDITION / FRONT ELEVATION

SCALE: 1/4" = 1'-0"

1
A8



BOARD APPROVED

A7

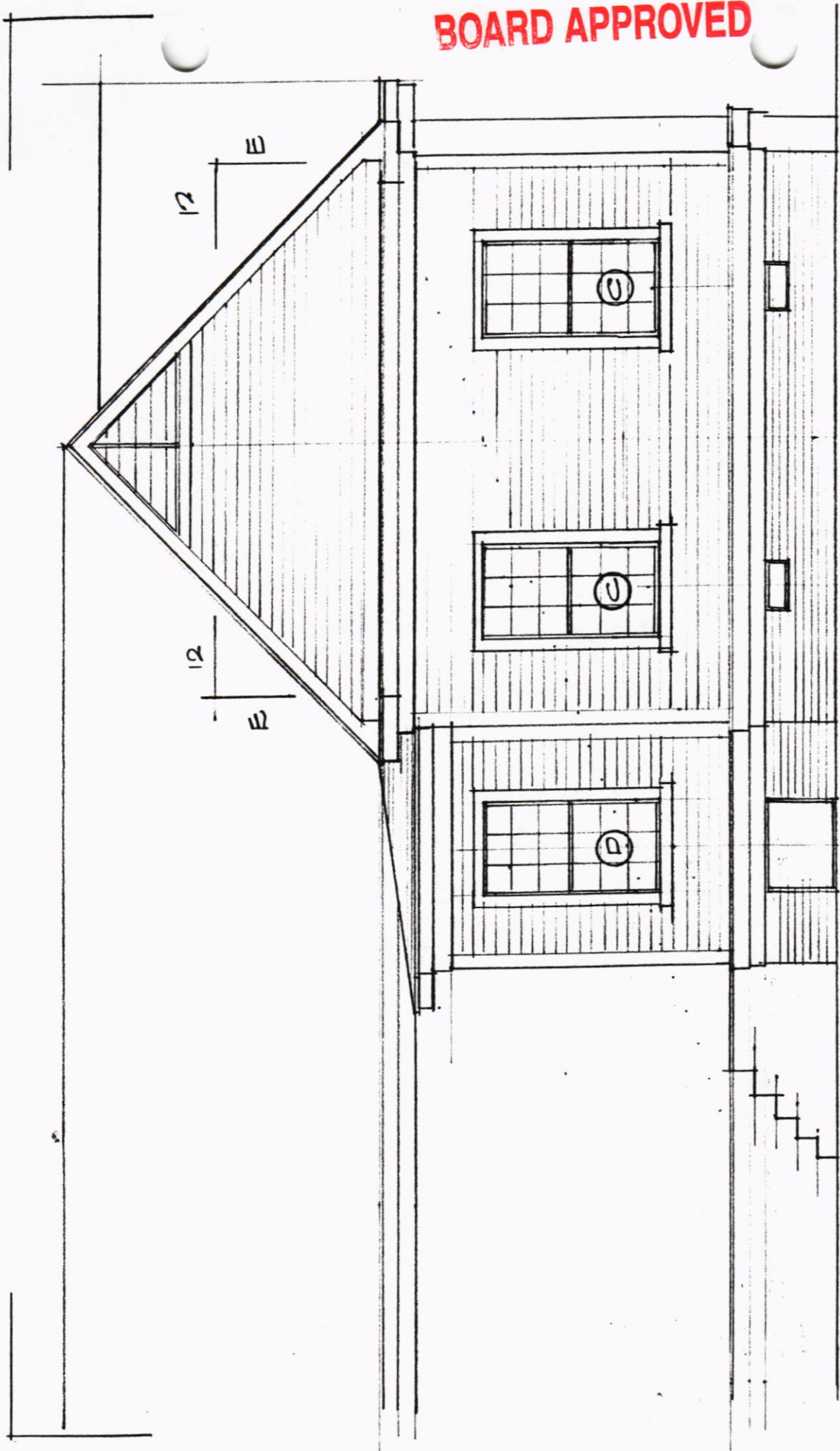
PROPOSED ADDITION

PROPOSED ADDITION / SIDE ELEVATION

SCALE: 1/4" = 1'-0"

EXISTING

1
A7



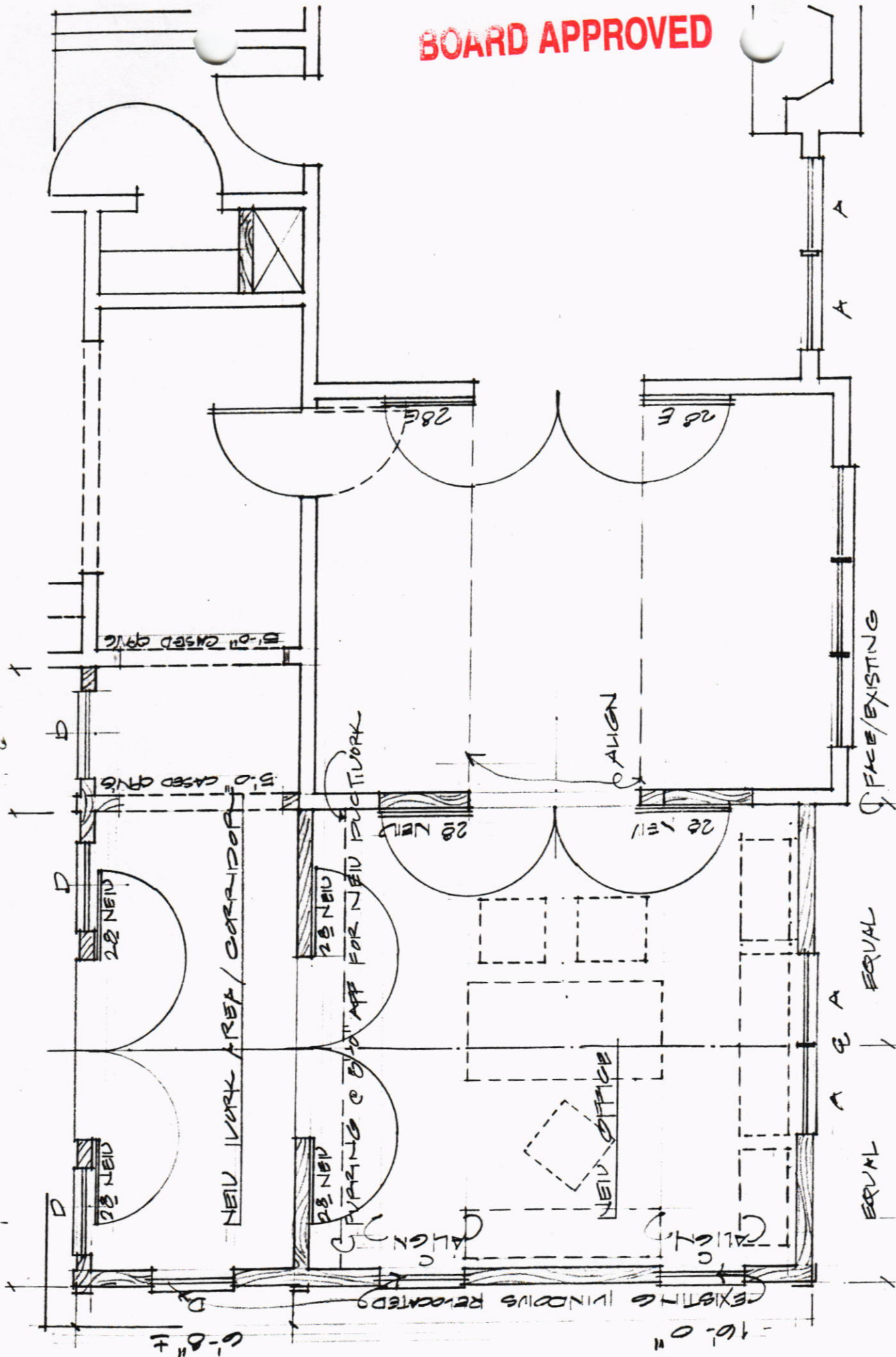
BOARD APPROVED

A2

PROPOSED ADDITION / PARTIAL FLOORPLAN

SCALE: 1/4" = 1'-0"

1
A2



CITY OF CLINTON AGENDA ITEM FACT SHEET

Board Meeting Date: March 6, 2001

Agenda Item No. 7.B

Consent Agenda:

To:

For:

Acct. No.

Discussion/Action: Conditional Use: Morrison Heights Baptist Church

Introduced by: Gary Ward

Telephone: 924-2239

Exhibits for Review:

Minutes	_____	Invoice	_____	Other:	_____
Ordinance	_____	Plans, Maps	_____		_____
Resolution	_____	Contract	_____		_____

Recommendation: Planning and Zoning recommends approval.

Board Action:Motion made by: LottSeconded by: Brabham**Vote Cast:**"Aye""Nay"**Action Taken:**

Brabham	_____	_____	_____
Hisaw	_____	_____	_____
DePriest	_____	_____	_____
Brantley	_____	_____	_____
Fisher	_____	_____	_____
Touchton	_____	_____	_____
Lott	_____	_____	_____
Mayor Aultman	_____	_____	_____

Note

Alderman DePriest left meeting at 7:09 p.m. while this item was being discussed by Board members. Returned to meeting at 7:14 p.m.

**RESOLUTION APPROVING A CONDITIONAL USE FOR A
DESIGNATION OF PUBLIC/QUASI-PUBLIC FACILITY FOR
MORRISON HEIGHTS BAPTIST CHURCH
LOCATED AS DESCRIBED IN EXHIBIT "A" , CLINTON, MISSISSIPPI**

WHEREAS, MORRISON HEIGHTS BAPTIST CHURCH did file a request for a designation of the property described in Exhibit "A" attached hereto as a public/quasi-public facility for a church facility; and,

WHEREAS, all notice requirements of the Zoning Ordinance of the City of Clinton were accomplished and a public hearing was held on February 27, 2001, as required; and,

WHEREAS, the Planning and Zoning Commission upon conclusion of the public hearing adopted a motion to approve the request for a conditional use for a public/quasi-public facility for a church facility and that the motion be forwarded to the next meeting of the Mayor and Board of Aldermen for their consideration.

WHEREAS, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, have the final authority with regard to all matters involving the Zoning Ordinances; and

WHEREAS, the Mayor and Board of Aldermen are fully familiar with the request and the area involved in the request; and

BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi that the request of MORRISON HEIGHTS BAPTIST CHURCH for designation of the property described in Exhibit "A" attached as a public/quasi-public facility for a church facility is hereby granted and such action is taken pursuant to the findings of fact set out as follows:

1. The Mayor and Board of Aldermen of the City of Clinton, Mississippi, have the final authority with regard to all matters involving the Zoning Ordinance.
2. The recommendation of the Planning and Zoning Commission is advisory in nature.
3. The Mayor and Board of Aldermen have knowledge of the area involved and are aware of the need for the conditional use.
4. The requested designation meets the definitions of a Conditional Use of the Zoning Ordinance.

5. The Conditional-Use will promote the general welfare of the City of Clinton and will not adversely affect adjacent property. Future projects within the designation area will remain subject to the Zoning Ordinance and approval of site plans or other matter will allow the City to continue to monitor the area.
6. The Mayor and Board of Aldermen find that Section 402 of the Zoning Ordinances has been complied with and that the requirements of Section 2405.01 of the Zoning Ordinances are satisfied based upon the presentation of the applicants and the site plan presented to the Planning Commission and to the Mayor and Board of Aldermen.
7. The granting of this conditional-use does not relieve the requested from compliance with any applicable law, court order, covenants or contracts.

The foregoing Resolution, having been reduced to writing, Alderman _____ moved that said Resolution be adopted. Alderman _____ seconded. The vote was as follows:

Alderman Brabham voted: _____
Alderman Hisaw voted: _____
Alderman DePriest voted: _____
Alderman Brantley voted: _____
Alderman Fisher voted: _____
Alderman Touchton voted: _____
Alderman Lott voted: _____

Whereupon the Mayor declared the Motion carried and the ordinance approved and adopted.

The foregoing ordinance was approved this the ____ day of _____, 2001.

CITY OF CLINTON

BY: _____
ROSEMARY AULTMAN, MAYOR

ATTEST:

Wayne Derrick, City Clerk

(S E A L)

Commencing on the southwest corner of the Lakeside Park Subdivision as recorded in Plat Book 8, Page 49 of the office of the Chancery Clerk of Hinds County, Mississippi; thence run North 86 degrees 10 minutes 32 seconds East for 289.96 feet to a point on the south line of said subdivision, said point also being the True Point of Beginning of the tract herein described:

From the True Point of Beginning, thence run south 00 degrees 01 minutes 32 seconds west for a distance of 347.30 feet to a point; thence run south 74 degrees 28 minutes 44 seconds east for a distance of 453.19 feet to a point; thence run northeasterly along a curve to the left with a radius of 133.00 feet for a distance of 225.50 feet to a point; then run south 00 degrees 24 minutes 33 seconds west for a distance of 368.99 feet to a point; thence run south 88 degrees 27 minutes 06 seconds east for a distance of 427.00 feet to a point; thence run south 00 degrees 23 minutes 11 seconds west for a distance of 866.71 feet to a point; thence run north 83 degrees 07 minutes 00 seconds west for a distance of 430.00 feet to a point; thence run north 84 degrees 28 minutes 53 seconds west for a distance of 876.00 feet to a fenced corner; thence run north 02 degrees 29 minutes 25 seconds west for a distance of 116.95 feet to a point; thence run northwesterly along a curve to the left with a radius of 85.00 feet for a distance of 95.19 feet to a point; thence run north 16 degrees 50 minutes 30 seconds east for a distance of 5.70 feet to a point; thence run north 89 degrees 50 minutes 30 seconds east for a distance of 143.70 feet to a fence corner; thence run north 00 degrees 23 minutes 00 seconds west for a distance of 537.75 feet to a fence corner; thence run north 87 degrees 12 minutes 38 seconds west for a distance of 59.89 feet to a found iron pin; thence run north 88 degrees 41 minutes 17 seconds west for a distance of 436.70 feet to a point; thence run north 00 degrees 52 minutes 22 seconds west for a distance of 184.46 feet to a point; thence run south 89 degrees 35 minutes 43 seconds west for a distance of 32.60 feet to a found iron pin; thence run north 05 degrees 14 minutes 36 seconds west for a distance of 489.95 feet to a found iron pin; thence run south 88 degrees 43 minutes 27 degrees east for a distance of 145.59 feet to a point; thence run north 86 degrees 10 minutes 32 seconds east for a distance of 218.60 feet to a point; thence run north 86 degrees 10 minutes 32 seconds east for a distance of 117.90 feet to a found iron pin; thence run north 86 degrees 10 minutes 32 seconds east for a distance of 289.96 feet to a point, said point also being the Point of Beginning of the tract herein described; said tract containing 38.70 acres, more or less, and being situated in the northwest 1/4 section 32 and northeast 1/4 of section 33 township 6 north, range 1 west, Clinton, Hinds County, in the Great State of Mississippi.

BOARD APPROVED

Zoning Action Application

RECEIVED

JAN 29 2001

CITY OF CLINTON
PLANNING & ZONING

Request for:

- ☐ Rezoning
☐ Dimensional Variance
☒ Conditional Use (Special Exception)

Owner's Name MORRISON HGTS. BAPT. CH. Phone # _____
Address _____

Property Address 48.73 ACRES +/- (See notes & bounds desc.)
Current Zoning C-2 & R-1 Requested Change _____

Date of Public Hearing before Planning & Zoning Commission _____
Date of Mayor & Board of Aldermen Meeting _____

Requirements of Applicant: (General Guidelines Only)

- ✓ 1. Letter stating reason for request.
- ✓ 2. Copy of the written legal description.
- 3. Site plan or plat of property.
- 4. Identification of property owners within 160 feet of subject property (required for rezoning request only).
- ✓ 5. \$250.00 fee required for processing.

PLEASE NOTE: APPLICANT IS RESPONSIBLE FOR COMPLYING
WITH ALL APPLICABLE REQUIREMENTS OF THE
ZONING ORDINANCE.

Applicant shall be present at both the Planning & Zoning Commission and Mayor/ Board of Aldermen meetings. Documents shall be submitted thirty (30) days prior to public hearing before the Planning and Zoning Commission.

By signing the application, it is understood and agreed that permission is given to the Zoning Administrator to have a sign erected on said property, giving notice to the public that said property is being considered for zoning action.

Signature _____

Tony Green

Date _____

1/29/01



Real Estate

Residential • Commercial • Management



BOARD APPROVED

January 29, 2001

Mr. Gary Ward, Zoning Administrator
City of Clinton Public Works Dept.
Clinton, MS 39056

Re: Morrison Heights Baptist Church
Special Use Permit for Quasi-Public Facility

Dear Mr. Ward,

Morrison Heights Baptist Church hereby makes application for a Conditional Use Permit as a Quasi Public Facility on the 48.73 acre tract along the north I-20 corridor. This land is currently owned by Mr. Rodney DePriest and is zoned C-2 and R-1 (see attached legal description and conceptual site plan). Morrison Heights Baptist Church is excited about building a new church on this site and requests this approval at the February Planning and Zoning Board meeting.

Clinton continues to see residential and commercial growth. Morrison Heights Baptist Church itself is growing and is positioning itself to accommodate more long term growth. Thank you for your consideration of our request.

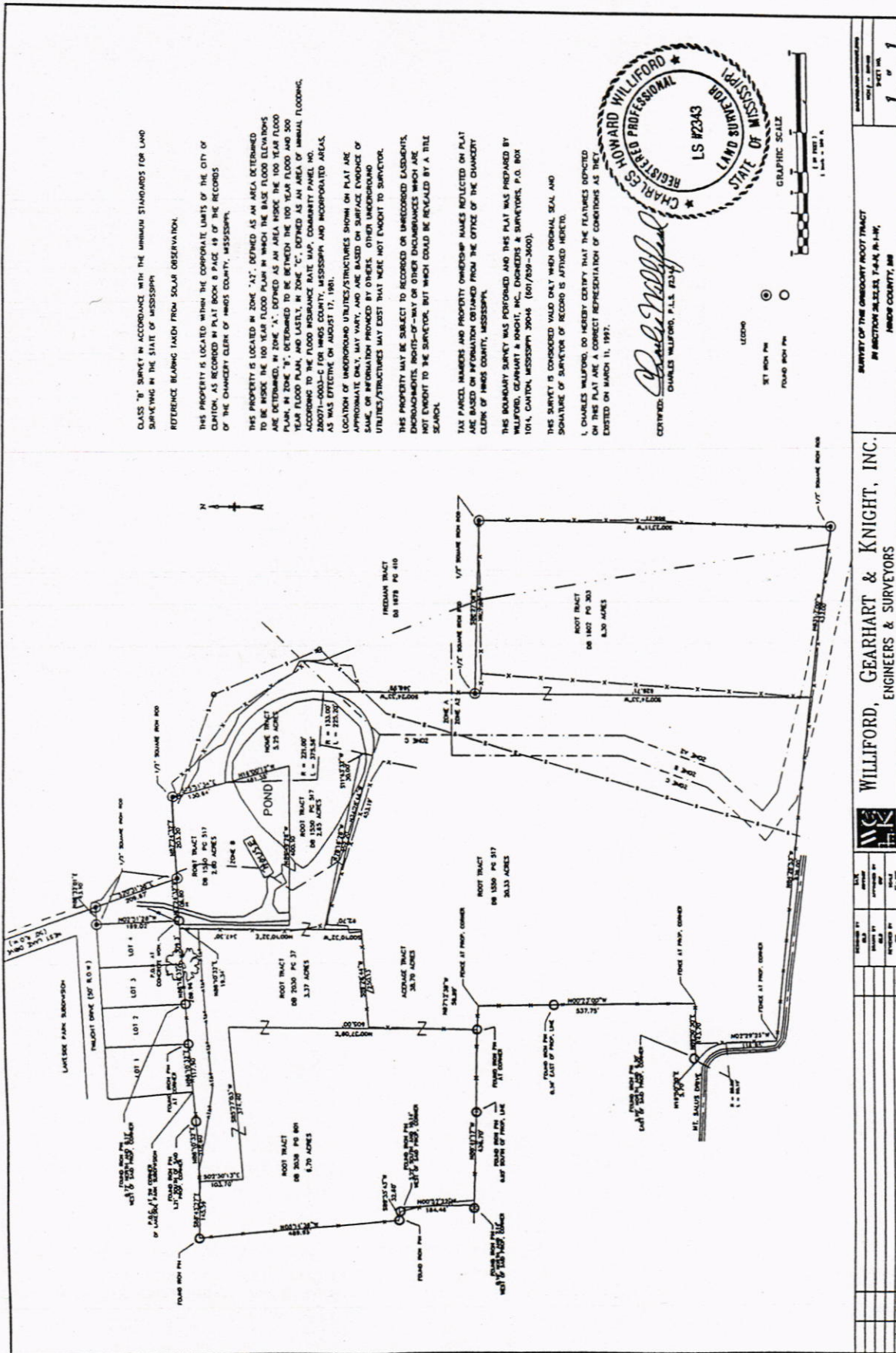
Tony Greer,
Site Selection Broker for Morrison Heights Baptist Church

RECEIVED

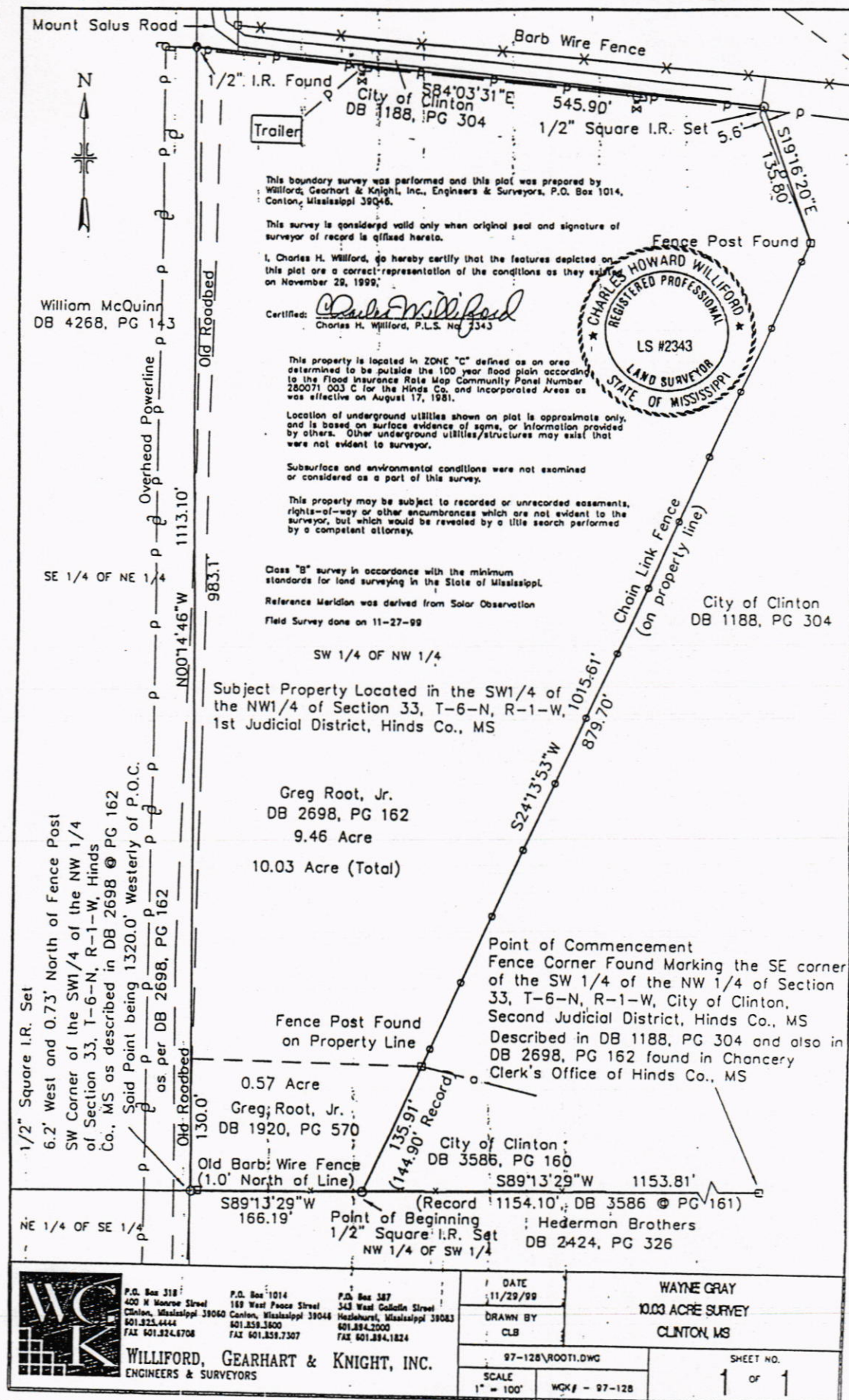
JAN 29 2001

CITY OF CLINTON
PLANNING & ZONING

BOARD APPROVED



BOARD APPROVED



CITY OF CLINTON AGENDA ITEM FACT SHEET**Board Meeting Date:** March 6, 2001**Agenda Item No.** 7.C**Consent Agenda:****To:****For:****Acct. No.****Discussion/Action:** Conditional Use: Dayspring Community Church
(Old Vicksburg Road)**Introduced by:** Gary Ward**Telephone:** 924-2239**Exhibits for Review:**

Minutes	_____	Invoice	_____	Other:	_____
Ordinance	_____	Plans, Maps	_____		_____
Resolution	_____	Contract	_____		_____

Recommendation: Planning and Zoning recommends approval.**Board Action:****Motion made by:** Fisher
Seconded by: Brantley**Vote Cast:** **"Aye"****"Nay"****Action Taken:**

Brabham	_____	_____	_____
Hisaw	_____	_____	_____
DePriest	_____	_____	_____
Brantley	_____	_____	_____
Fisher	_____	_____	_____
Touchton	_____	_____	_____
Lott	_____	_____	_____
Mayor Aultman	_____	_____	_____

**RESOLUTION APPROVING A CONDITIONAL USE FOR A
DESIGNATION OF PUBLIC/QUASI-PUBLIC FACILITY FOR
DAYSPRING COMMUNITY CHURCH
LOCATED ON OLD VICKSBURG ROAD, CLINTON, MISSISSIPPI**

WHEREAS, DAYSPRING COMMUNITY CHURCH did file a request for a designation of the property described in Exhibit "A" attached hereto as a public/quasi-public facility for a church facility; and,

WHEREAS, all notice requirements of the Zoning Ordinance of the City of Clinton were accomplished and a public hearing was held on February 27, 2001, as required; and,

WHEREAS, the Planning and Zoning Commission upon conclusion of the public hearing adopted a motion to approve the request for a conditional use for a public/quasi-public facility for a church facility and that the motion be forwarded to the next meeting of the Mayor and Board of Aldermen for their consideration.

WHEREAS, the Mayor and Board of Aldermen of the City of Clinton, Mississippi, have the final authority with regard to all matters involving the Zoning Ordinances; and

WHEREAS, the Mayor and Board of Aldermen are fully familiar with the request and the area involved in the request; and

BE IT RESOLVED by the Mayor and Board of Aldermen of the City of Clinton, Mississippi that the request of DAYSPRING COMMUNITY CHURCH for designation of the property described in Exhibit "A" attached as a public/quasi-public facility for a church facility is hereby granted and such action is taken pursuant to the findings of fact set out as follows:

1. The Mayor and Board of Aldermen of the City of Clinton, Mississippi, have the final authority with regard to all matters involving the Zoning Ordinance.
2. The recommendation of the Planning and Zoning Commission is advisory in nature.
3. The Mayor and Board of Aldermen have knowledge of the area involved and are aware of the need for the conditional use.
4. The requested designation meets the definitions of a Conditional Use of the Zoning Ordinance.

5. The Conditional-Use will promote the general welfare of the City of Clinton and will not adversely affect adjacent property. Future projects within the designation area will remain subject to the Zoning Ordinance and approval of site plans or other matter will allow the City to continue to monitor the area.
6. The Mayor and Board of Aldermen find that Section 402 of the Zoning Ordinances has been complied with and that the requirements of Section 2405.01 of the Zoning Ordinances are satisfied based upon the presentation of the applicants and the site plan presented to the Planning Commission and to the Mayor and Board of Aldermen.
7. The granting of this conditional-use does not relieve the requested from compliance with any applicable law, court order, covenants or contracts.

The foregoing Resolution, having been reduced to writing, Alderman _____ moved that said Resolution be adopted. Alderman _____ seconded. The vote was as follows:

Alderman Brabham voted: _____
Alderman Hisaw voted: _____
Alderman DePriest voted: _____
Alderman Brantley voted: _____
Alderman Fisher voted: _____
Alderman Touchton voted: _____
Alderman Lott voted: _____

Whereupon the Mayor declared the Motion carried and the ordinance approved and adopted.

The foregoing ordinance was approved this the ____ day of _____, 2001.

CITY OF CLINTON

BY: _____
ROSEMARY AULTMAN, MAYOR

ATTEST:

Wayne Derrick, City Clerk

(S E A L)

Section 21, Township 6 North, Range 1 West:

A certain parcel of land lying and being situated in the SE $\frac{1}{4}$ of Section 21, Township 6 North, Range 1 West Hinds County, Mississippi, and being more particularly described as follows:

Beginning at the SW corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 21, Township 6 North, Range 1 West, thence North 01 degrees 08 minutes West along the East line of Meadow Hills of Clinton Part 3 as recorded in the office of the Chancery Clerk at Jackson, Hinds County, Mississippi, in Plat Book 25 at page 20 and a projection thereof for a distance of 1055.83 feet to the South right of way of Old Vicksburg Road; thence South 63 degrees 30 minutes East along said South right of way 235.12 feet; thence leaving said south right of way run South 00 degrees 29 minutes East 197.8 feet; thence South 63 degrees 30 minutes East 110.0 feet; thence North 00 degrees 29 minutes West 197.8 feet to the said South right of way; thence South 63 degrees 30 minutes East along said South right of way 240.0 feet; thence continue along said South right of way South 75 degrees 27 minutes East 288.0 feet; thence leaving the said South right of way run the following bearings and distances along the centerline of a 15 foot ditch; South 18 degrees 08 minutes West 168.21 feet; South 35 degrees 57 minutes West 16 degrees 23 minutes East 70.18 feet; South 01 degree 28 minutes East 178.17 feet; South 02 degrees 24 minutes West 159.88 feet; South 00 degrees 30 minutes West 20.7 feet to the South line of Section 21; thence leaving said centerline of ditch run West along the said South line of Section 21, for a distance of 690.26 feet to the point of beginning, containing 14.02 acres.

BOARD APPROVED

Zoning Action Application

Request for:

☐ Rezoning
☐ Dimensional Variance
☒ Conditional Use (Special Exception)

Owner's Name Church of the Nazarene Phone # 601 992 0780

Address PO Box 5399

BRADDOCK, MS. 39047

Property Address OLD VICKSBURG Rd.

Current Zoning _____ Requested Change _____

Date of Public Hearing before Planning & Zoning Commission _____

Date of Mayor & Board of Aldermen Meeting _____

Requirements of Applicant: (General Guidelines Only)

1. Letter stating reason for request.
2. Copy of the written legal description.
3. Site plan or plat of property.
4. Identification of property owners within 160 feet of subject property (*required for rezoning request only*).
5. \$250.00 fee required for processing.

PLEASE NOTE: APPLICANT IS RESPONSIBLE FOR COMPLYING
WITH ALL APPLICABLE REQUIREMENTS OF THE
ZONING ORDINANCE.

Applicant shall be present at both the Planning & Zoning Commission and Mayor/ Board of Aldermen meetings. Documents shall be submitted thirty (30) days prior to public hearing before the Planning and Zoning Commission.

By signing the application, it is understood and agreed that permission is given to the Zoning Administrator to have a sign erected on said property, giving notice to the public that said property is being considered for zoning action.

Henry K. Green
Signature

1-26-2001
Date

BOARD APPROVED

To: Planning and Zoning Commission
City of Clinton

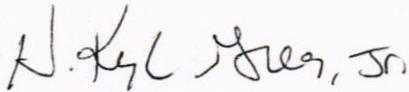
From: Dayspring Community Church

Re: Change for Conditional Use

Commission Members,

This letter is to request a change for conditional use of property on Old Vicksburg Road in Clinton. We are a new congregation moving into the City of Clinton. We are currently meeting at the Funtime Skateland on Highway 80. We are currently in the process of purchasing land from Time Warner Cable Company on Old Vicksburg Road. We plan, with your approval, to build a building on this property. Thank you for your prompt attention in this matter. If you have any questions regarding this request, please feel free to contact me at 924-7426.

Sincerely,



H. Kyle Greer, Jr.
Secretary/Treasurer
Dayspring Community Church

P.O. Box 1224

DESCRIPTION OF LAND

BOA APPROVED

SECTION 21, TOWNSHIP 6 NORTH, RANGE 1 WEST:

A certain parcel of land lying and being situated in the SE 1/4 of Section 21, Township 6 North, Range 1 West Hinds County, Mississippi, and being more particularly described as follows:

Beginning at the SW Corner of the SE 1/4 of SE 1/4 of Section 21, Township 6 North, Range 1 West, thence North 01 degrees 08 minutes West along the East line of Meadow Hills of Clinton Part 3 as recorded in the office of the Chancery Clerk at Jackson, Hinds County, Mississippi; in Plat Book 25 at page 20 and a projection thereof for a distance of 1055.83 feet to the South right of way of Old Vicksburg Road; thence South 63 degrees 30 minutes East along said South right of way 235.12 feet; thence leaving said South right of way run South 00 degrees 29 minutes East 197.8 feet; thence South 63 degrees 30 minutes East 110.0 feet; thence North 00 degrees 29 minutes West 197.8 feet to the said South right of way; thence South 63 degrees 30 minutes East along said South right of way 240.0 feet; thence continue along said South right of way South 75 degrees 27 minutes East 288.0 feet; thence leaving the said South right of way run the following bearings and distances along the centerline of a 15 foot ditch; South 18 degrees 08 minutes West 168.21 feet; South 35 degrees 57 minutes West 96.17 feet; South 01 degree 16 minutes West 60.5 feet; South 16 degrees 23 minutes East 70.18 feet; South 01 degree 28 minutes East 178.17 feet; South 02 degrees 24 minutes West 159.88 feet; South 00 degrees 30 minutes West 20.7 feet to the South line of Section 21; thence leaving said centerline of ditch run West along the said South line of Section 21, for a distance of 690.26 feet to the point of beginning, containing 14.02 acres.

LESS AND EXCEPT THE FOLLOWING:

3 acres, more or less, to St. John United Methodist Church dated 12/4/75 and recorded in Book 2330, pages 507-510.

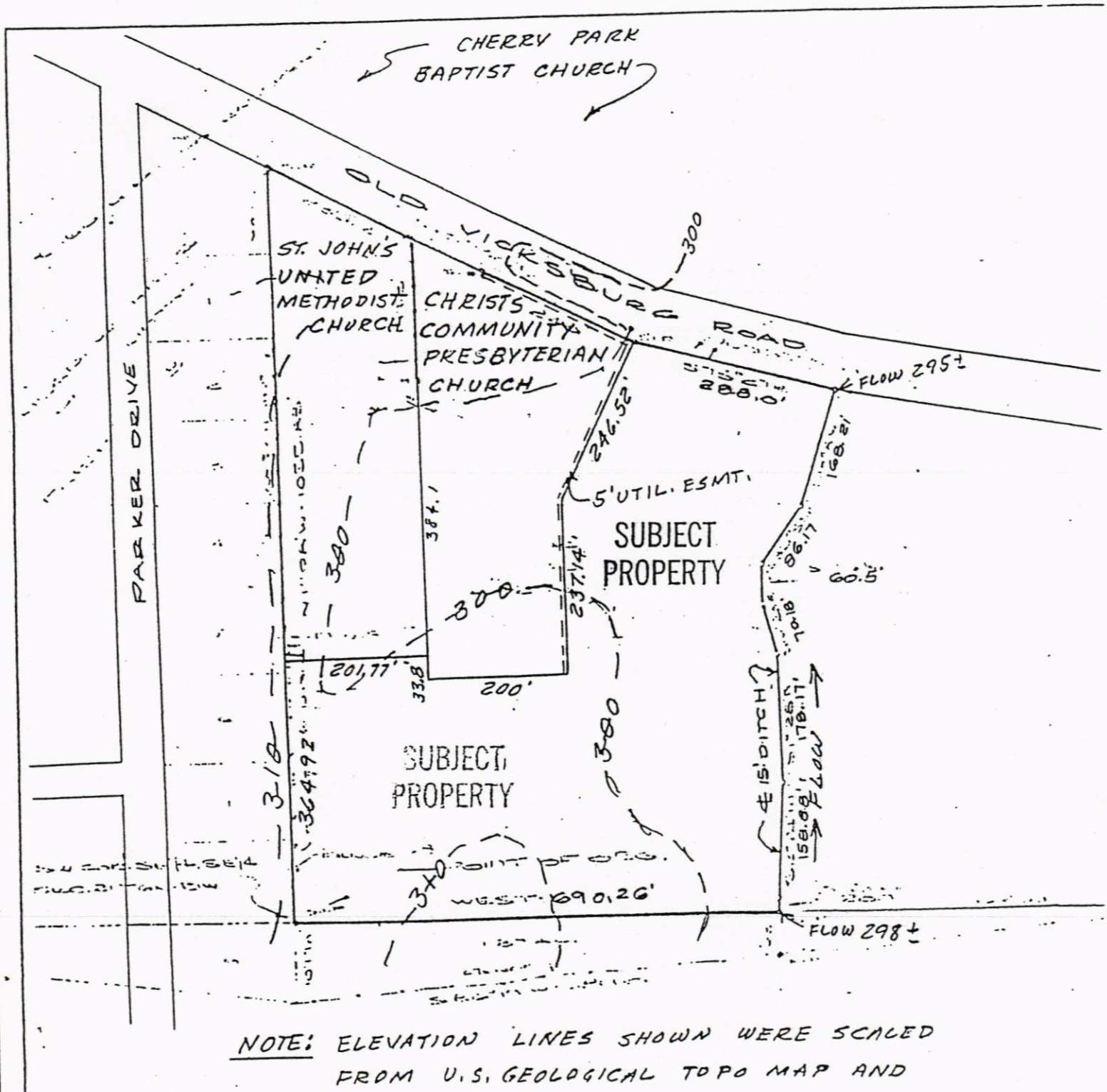
2.15 acres, more or less, to Presbytery of Central Mississippi dated 10/12/78 and recorded in Book 2580, page 718.

.36 acres, more or less, to Christ's Community Presbyterian Church dated 11/14/78 and recorded in Book 2616, page 204.

Additional lands:

And Lots 44, 45 and 46 of Boulevard Hills Subdivision according to map or plat filed April 22, 1946 in Plat Book 6 at Page 40 of the records of the Chancery Clerk of Hinds County, Jackson, Mississippi.





CITY OF CLINTON AGENDA ITEM FACT SHEET

Board Meeting Date: March 6, 2001

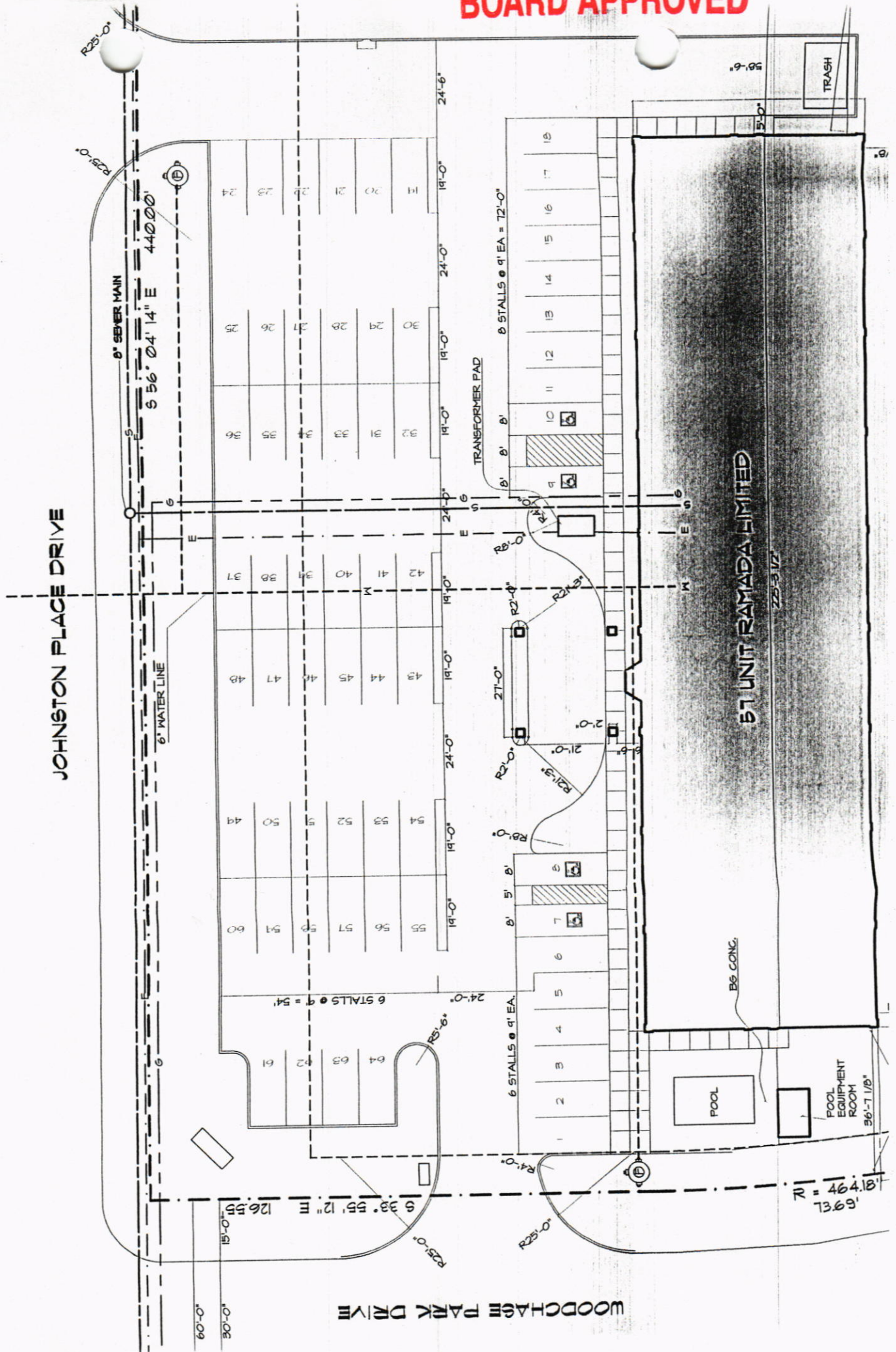
Agenda Item No. 7.D**Consent Agenda:****To:****For:****Acct. No.****Discussion/Action:** Site Plan Ramada Limited
(Johnson Business Park Drive)**Introduced by:** Gary Ward**Telephone:** 924-2239**Exhibits for Review:**

Minutes	_____	Invoice	_____	Other:	_____
Ordinance	_____	Plans, Maps	_____		_____
Resolution	_____	Contract	_____		_____

Recommendation: Planning and Zoning recommends approval.**Board Action:****Motion made by:** Lott
Seconded by: Touchton

<u>Vote Cast:</u>	<u>"Aye"</u>	<u>"Nay"</u>	<u>Action Taken:</u>
Brabham	<u>I</u>	_____	_____
Hisaw	<u>I</u>	_____	_____
DePriest	<u>I</u>	_____	_____
Brantley	<u>I</u>	_____	_____
Fisher	<u>I</u>	_____	_____
Touchton	<u>I</u>	_____	_____
Lott	<u>I</u>	_____	_____
Mayor Aultman	_____	_____	_____

JOHNSTON PLACE DRIVE



PLANNING AND ZONING COMMISSION

Clinton, Mississippi

Tuesday, February 27, 2001

Public Hearing - 7:00 P.M.

Municipal Courtroom

305 Monroe Street

Minutes

Members present: Tom Coward, Edward Taylor, Gayle Albritton, Bill Campbell, Bettye King, Janet Sherer, Kathy Peace

City officials present: Gary Ward, Zoning Administrator; Ken Dreher, City Attorney; Clint Brantley, Alderman; Tony Hisaw, Alderman; Richard Broome, City Engineer; Burt Kuykendall, Assistant City Engineer

I. Call to Order

Chairman Bill Campbell called the meeting to order at 7:00 P.M.

II. Consideration and approval of January 23, 2001 minutes

MOTION made by Gayle Albritton to accept Minutes of January 23, 2001. **SECOND** by Bettye King. **MOTION** carried **unanimously**, none opposed.

III. Considerations from previous meetings

There were no considerations from previous meeting.

IV. New Considerations

1. Ramada Limited - Johnson Business Park Drive
Request for Site Plan approval

Representatives present: Tom Starling

Gary Ward briefed the Commission on the project stating the hotel will have 55 units. The area is currently zoned "C-2" which allows this type of facility.

Preliminary site plan has been reviewed and all zoning requirements have been met. Site plans are on file with the Zoning Administrator.

A Public Hearing was held and no opposition was stated.

A **MOTION** was made by Kathy Peace to recommend to the Mayor and Board of Aldermen that the preliminary site plan for Ramada Limited - Johnson Business Park Drive be approved contingent on meeting all City and Department Heads requirements. **SECOND** by Edward Taylor. **MOTION** carried **unanimously**, none opposed.

2. Dayspring Community Church - Old Vicksburg Road
Request for Conditional Use for Public/Quasi-Public facility for a church facility

Representatives present: Henry Greer

Gary Ward briefed the Commission on the project. The area is currently zoned "R-1" which allows this type facility as a conditional use.

A Public Hearing was held and there was no opposition voiced.

A **MOTION** was made by Janet Sherer to recommend to the Mayor and Board of Aldermen that the request for a Conditional Use for Dayspring Community Church located on Old Vicksburg Road be approved. **SECOND** by Gayle Albritton. **MOTION** carried unanimously, none opposed.

3. Morrison Heights Baptist Church - Mt. Salus Drive
Request for Conditional Use for Public/Quasi-Public facility for a church facility

Representatives present: Tony Greer, Hal Kitchens, Phil Dixon

Gary Ward briefed the Commission on the project. The area is currently zoned "R-1" and "C-2" which allows this type facility as a conditional use.

Tony Greer presented the Commission with an arial view of the property as well as a concept of site layout of the church. Mr. Greer also told the Commission that all requirements of City of Clinton Zoning Ordinance section 2405 have been addressed with the City Engineer.

Rev. Hal Kitchens told the Commission the reasons and basis for relocating Morrison Heights Baptist Church.

A Public Hearing was held and there was no opposition expressed.

Commission members Bill Campbell, Tom Coward and Janet Sherer excused themselves from voting because they are current members of this church.

A **MOTION** was made by Bettye King to recommend to the Mayor and Board of Aldermen that the request for a Conditional Use for Morrison Heights Baptist Church located on Mt. Salus Drive be approved. **SECOND** by Kathy Peace. **MOTION** carried unanimously, none opposed.

V. Other Business

Mascagni & Company – 205 E. Main Street
Addition to existing structure

Commission chairman Bill Campbell excused himself from voting on this item.

Representatives present: Bill Campbell

Gary Ward briefed the Commission on the project.

Bill Campbell told the Commission Mascagni & Company planned to add a 300 square foot addition to their existing structure. The addition will match as closely as possible.

A Public Hearing was held and there was no opposition present.

A **MOTION** was made by Janet Sherer to recommend to the Mayor and Board of Aldermen that the recommendation from the Olde Towne Historical Commission for construction of an addition to the existing structure of Mascagni & Company be approved. **SECOND** by Gayle Albritton. **MOTION** carried **unanimously**, none opposed.

VI. Confirmation of next meeting

Confirmation of the next Planning and Zoning Commission Meeting to be held on March 27, 2001 at 7:00 P.M. with the Informational Meeting set for 6:30 P.M.

VII. Adjournment

MOTION to adjourn was made by Bettye King. **SECOND** by Kathy Peace. **MOTION** carried **unanimously**, none opposed.

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 6, 2001

AGENDA ITEM NO. 8

CONSENT AGENDA : \$	TO:
FOR:	
Circle : Low Quote, Sole Source, Emergency, etc. if applicable. ACCT. NO.	

DISCUSSION/ACTION:	Appointment of Deputy Court Clerk : Erica Hicks <u>2/27/2001</u> <u>will be sworn tomorrow</u>
INTRODUCED BY:	Wayne Derrick, City Clerk
TELEPHONE:	

EXHIBITS FOR REVIEW:

Minutes	_____	Invoice	_____	Other	_____
Ordinance	_____	Plans, Maps	_____		_____
Resolution	_____	Contract	_____		_____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Brantley

SECONDED BY: Brabham

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
Brabham	<u>T</u>	_____	_____
Hisaw	_____	_____	_____
DePriest	_____	_____	_____
Brantley	_____	_____	_____
Fisher	_____	_____	_____
Touchton	_____	_____	_____
Lott	<u>↓</u>	_____	_____
Mayor Aultman	_____	_____	_____

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: March 6, 2001

AGENDA ITEM NO. 9

CONSENT AGENDA : \$	TO:
FOR:	
Circle : Low Quote, Sole Source, Emergency, etc. if applicable. ACCT. NO.	

DISCUSSION/ACTION:	Authorization for Mayor to execute Change Order #3 for		
	Clinton Parkway		
INTRODUCED BY:	R. L. Broome	TELEPHONE:	924-5462

EXHIBITS FOR REVIEW:

Minutes	_____	Invoice	_____	Other	Change Order
Ordinance	_____	Plans, Maps	_____		_____
Resolution	_____	Contract	_____		_____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Touchton

SECONDED BY: Lott

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
Brabham	<u>I</u>	_____	_____
Hisaw	<u>I</u>	_____	_____
DePriest	<u>I</u>	_____	_____
Brantley	<u>I</u>	_____	_____
Fisher	<u>I</u>	_____	_____
Touchton	<u>I</u>	_____	_____
Lott	<u>I</u>	_____	_____
Mayor Aultman	_____	_____	_____

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

CONSTRUCTION CHANGE REQUEST

City of Clinton, Mississippi

1. Change Order No. THREE (3) 2. Project No. STP-7312(2)B
 3. Date: February 26, 2000 4. County: Hinds

5. The following changes on the above project, with stations, quantities and items involved, are recommended for the reasons stated in detail:

- A. PROPOSED: To install underground electrical service from Entergy power pole to roadway lighting controller SPC#3, trench conduit, and 2" conduit with AWG 2/0 3 conductors.
- REASON: Due to the topography of the area immediately adjacent to the bridge, several large trees exist which will have to be trimmed in order to accommodate an overhead line. It is the desire of the City of Clinton to preserve all natural elements of the area and maintain the Parkway atmosphere of the project.
- B. PROPOSED: To install underground electrical service from Entergy power pole to roadway lighting controller SPC#4, trench conduit, and 2" conduit with AWG 2/0 3 conductors.
- REASON: Due to the topography of the area immediately adjacent to the bridge, several large trees exist which will have to be trimmed in order to accommodate an overhead line. It is the desire of the City of Clinton to preserve all natural elements of the area and maintain the Parkway atmosphere of the project.
- C. PROPOSED To install 1" roll conduit jacked for advance traffic loops on Springridge Road.
- REASON The original contract called for aerial power cables for the operation of the advance traffic loops. During construction, negotiations with Entergy have been on-going to acquire permission to attach these aerial cables to poles owned by Entergy which extend along Springridge Road and across Interstate 20. The City of Clinton has been unable to arrive at a mutually satisfactory agreement with Entergy due to the number of cables currently contained on these poles. The radio interconnect described below will accommodate this purpose and eliminate these wires. This item will allow underground installation of these cables and eliminate the need for attaching to Entergy poles.
- D. PROPOSED To install Closed Loop on Street Master System. Computer to be installed in City of Clinton offices as directed by Public Works Director. Install radio interconnect at intersection of U.S. Hwy 80 at Springridge Road/Clinton Parkway. Hardwire interconnect to run along Clinton Parkway to College Street. Modify existing controller at U.S. Highway 80 and Clinton Parkway to accept Radio Interconnect. Install Radio interconnect at intersection of Springridge Road and Clinton Center Drive. This is the existing Master location. Repair existing hardware interconnect (splices allowed) along Springridge Road between Clinton Center Drive and Broadway. To run S.C. for U. S. Highway 80 at Springridge Road advance loops 8A and 8B underground in 1" conduit.
- REASON The original contract called for a aerial hardwire interconnect between College Street and Interstate 20. During construction, negotiations with Entergy have been on-going to acquire permission to attach these aerial cables to poles owned by Entergy which extend along Springridge Road and across Interstate 20. The City of Clinton has been unable to arrive at a mutually satisfactory agreement with Entergy due to the number of cables currently contained on these poles. The installation of the radio interconnect will accommodate this purpose and eliminate these wires. This item will also allow monitoring of the interconnect system by City Officials.
- E. PROPOSED To reduce the amount of Pay Item No. 908-666-C, Electric Cable (Aerial Supported), IMSA 40-2, AWG #19, 6 pair, from 1,640 L.F. to approximately 640 L.F.
- REASON Due to the radio interconnect described in (D) above, the amount of this pay item will be reduced to eliminate all aerial cable except that contained between Springridge Road and College Street.

BOARD APPROVED

City of Clinton, Mississippi
Sheet 2 of 3

1. Change Order No. THREE (3) 2. Project No. STP-7312(2)B

Pay Item No.	Description	Original Quantity	Unit	Unit Price	Revised Quantity	Original Amount	Revised Amount	Increase/ Decrease
908-666-C	Electric Cable (Aerial Supported), IMSA 40-2 AWG #19, 6 Pair	1,640	L.F.	\$ 2.45	640.0	\$4,018.00	\$1,568.00	(\$2,450.00)
S/A3-1	Install underground Elect. Service to roadway lighting Controller SPC#3	0.0	L.F.	\$15.50	330.0	\$0.00	\$5,115.00	\$5,115.00
S/A3-2	Install underground Elect. Service to Roadway Lighting Controller SPC#4	0.0	L.F.	\$15.50	375.0	\$0.00	\$5,812.50	\$5,812.50
S/A3-3	Install 1" Roll Conduit jacked For Advance Traffic loops	0.0	L.F.	\$17.30	110.0	\$0.00	\$1,903.00	\$1,903.00
S/A3-4	Install Closed Loop on Master System	0.0	L.S.	\$27,500.00	1.0	\$0.00	\$27,500.00	\$27,500.00

Total Estimated Cost per Estimate Dated 12/7/99 \$9,129,531.83
 Changes by Previous Change Order One, Two \$ 4,131.15
 This Change Order Three \$ 37,880.50
 *Adjustment of Constr. Engr. & Contingencies \$ 0.00
 Revised Total Estimated Cost of Project \$9,171,543.48

APPROVAL REQUESTED _____
 City Engineer
 APPROVAL RECOMMENDED _____, 2001

*C.E. will be adjusted in direct proportion to changes in construction items.

 Mayor

 District Engineer

APPROVED: _____ 2001

APPROVED: _____ 2001

FEDERAL HIGHWAY ADMINISTRATION

BY: _____

 CONSTRUCTION ENGINEER

SUPPLEMENTAL AGREEMENT NO. 3Sheet 1 of 3City of Clinton, Mississippi

WHEREAS, WE Key Constructors, Inc., Contractors, and United States Fidelity and Guaranty Company, Surety, entered into a contract with the City of Clinton, Mississippi on the 3rd day of November, 19 99, for the Construction of Surface Transportation Project No. STP-7312(2)/ 49-7312-00-002-10, Hinds County; and

WHEREAS: The following pay item was originally specified for the aerial hardwire interconnect between Interstate 20 and College Street:

908-666-C Electrical Cable (Aerial Supported), IMSA 40-2, AWG #19, 6 pair, and

WHEREAS: During construction negotiations with Entergy have been on-going to acquire permission to attach these aerial cables to poles owned by Entergy which extend along Springridge Road and across Interstate 20, and

WHEREAS: The City of Clinton has been unable to arrive at a mutually satisfactory agreement with Entergy due to the number of cables currently contained on these poles., and

WHEREAS: the installation of a radio interconnect will accommodate this purpose, eliminate these wires, and allow monitoring of the interconnect by City of Clinton officials, and

WHEREAS; to install overhead electrical power cable to the bridge lighting will require major trimming of several large trees immediately in the vicinity of the bridge, and

WHEREAS: the City of Clinton desires to preserve all natural elements of the area and maintain the Parkway atmosphere of the project.

NOW, THEREFORE: It is mutually agreed that the Contractor will furnish and install the estimated unit quantity of the following additional items required at the stated unit prices.

S/A3-1 Install underground electrical service from
Entergy Power pole to roadway lighting
controller SPC#3, Trench conduit
and 2" conduit with AWG 2/0 3 conductors 330 L.F. @ \$15.50/L.F.

SUPPLEMENTAL AGREEMENT NO. 3Sheet 2 of 3

- S/A3-2 Install underground electrical service from
Entergy power pole to roadway lighting
Controller SPC#4, Trench conduit and 2"
Conduit with AWG 2/0 3 conductors 375 L.F. @ \$15.50/L.F.
- S/A3-3 Install 1" roll conduit jacked for advance
Traffic loops at Springridge Road 110 L.F. @ \$17.30/L.F.
- S/A3-4 To install Closed Loop on Street Master System. Computer to be installed in
City of Clinton offices as directed by Public Works Director. Install radio
interconnect at intersection of U.S. Hwy 80 at Springridge Road/Clinton
Parkway. Hardwire interconnect to run along Clinton Parkway to College
Street. Modify existing controller at U.S. Highway 80 and Clinton Parkway
to accept Radio Interconnect. Install Radio interconnect at intersection of
Springridge Road and Clinton Center Drive. This is the existing Master
location. Repair existing hardware interconnect (splices allowed) along
Springridge Road between Clinton Center Drive and Broadway. To run S.C.
for U. S. Highway 80 at Springridge Road advance loops 8A and 8B
underground in 1" conduit.
1.0 Lump Sum @ \$27,500.00

WHEREAS: The Owner recognizes that additional work days are required to install the improvements in Supplemental Agreement #3.

NOW, THEREFORE: 20 work days shall be added to the contract time for this project, bringing the total revised contract time to **390 working days**.

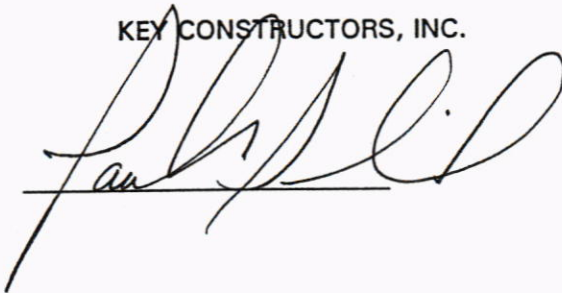
This agreement in no way modifies or changes the original contract of which it becomes a part, except as specifically stated herein.

SUPPLEMENTAL AGREEMENT NO. 3Sheet 3 of 3

NOW, THEREFORE, WE, KEY CONSTRUCTORS, INC. , Contractors, and UNITED STATES FIDELITY AND GUARANTY CO., Surety, hereby agrees to said Supplemental Agreement consisting of the above mentioned items and prices and agree that this Supplemental Agreement is hereby made a part of the original contract to be performed under the specifications thereof, and that the original contract is in full force and affect, except insofar as it might be modified by this Supplemental Agreement.

Dated, this 28th day of February, 19X 2001.UNITED STATES FIDELITY AND
GUARANTY CO.BY: Linda S. Harrell
Linda S. Harrell, Attorney-in-Fact
and Resident Mississippi Agent
RECOMMENDED FOR CONCURRENCE:

KEY CONSTRUCTORS, INC.

APPROVED _____ 19____
CITY OF __________
DISTRICT ENGINEER (MDOT)BY: _____
Mayor_____
CONSTRUCTION ENGINEER (MDOT)

CONCURRENCE: _____ 19__

CHIEF ENGINEER (MDOT)BY: _____
DIRECTOR (MDOT)

Sheet 1 of 1

City of Clinton

SUPPLEMENTAL SHEET

PROJECT NO. STP-7312(2)/49-7312-00-002-10

COUNTY: HINDS

DETAIL EXPLANATION OF NECESSITY OF WORK INVOLVED: S/A3-1 and S/A3-2:

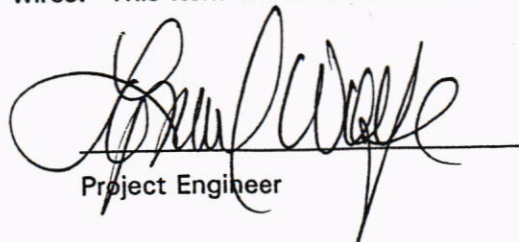
Due to the topography of the area immediately adjacent to the bridge, several large trees exist which will have to be trimmed in order to accommodate an overhead line. It is the desire of the City of Clinton to preserve all natural elements of the area and maintain the Parkway atmosphere of the project.

DETAIL EXPLANATION OF NECESSITY OF WORK INVOLVED: S/A3-3:

The original contract called for an aerial hardwire interconnect between College Street and Interstate 20. During construction, negotiations with Entergy have been on-going to acquire permission to attach these aerial cables to poles owned by Entergy which extend along Springridge Road and across Interstate 20. The City of Clinton has been unable to arrive at a mutually satisfactory agreement with Entergy due to the number of cables currently contained on these poles. The installation of the radio interconnect described below will accommodate this purpose and eliminate these wires. This item will allow underground installation of these cables and eliminate the need for attaching to Entergy poles.

DETAIL EXPLANATION OF NECESSITY OF WORK INVOLVED: S/A3-4:

The original contract called for an aerial hardwire interconnect between College Street and Interstate 20. During construction, negotiations with Entergy have been on-going to acquire permission to attach these aerial cables to poles owned by Entergy which extend along Springridge Road and across Interstate 20. The City of Clinton has been unable to arrive at a mutually satisfactory agreement with Entergy due to the number of cables currently contained on these poles. The installation of the radio interconnect described below will accommodate this purpose and eliminate these wires. This item will also allow monitoring of the interconnect by City of Clinton officials.


Project Engineer

BOARD APPROVED

Key Constructors, Inc.

ENGINEERS - CONSTRUCTORS

Post Office Box 590 - 100 Webster Cr. (39110)
MADISON, MISSISSIPPI 39130-0590
601-898-9892 Fax 601-898-9896

February 14, 2001

Mr. Lynn Wolfe
ABMB Engineers, Inc.
401 East Capitol Street, Suite 400
Jackson, Ms. 39201

RE: STP-7312(2)/49-7312-00-002-10
Clinton Parkway
Clinton, MS

Subject: Breakdown on Additional Electrical Work

Dear Lynn,

Attached please find our breakdowns covering the proposed additional electrical work on the referenced project.

Very truly yours,

KEY CONSTRUCTORS, INC.



Paul D. McPhail
Secretary-Treasurer

PDM:ms

Enclosures:

CC: Mr. David Trevathan, Vice President
Mr. Charles Heath, Subcontracts
Mr. Richard Broome, City of Clinton

Item No. 1

Install underground electrical service from Entergy power pole to roadway lighting controller SPC#3, Trench Conduit and 2" conduit with AWG 2/0 3 Conductors approximately 330 lf.

Labor	\$1,750.00	
Material	\$1,490.00	
Equipment	\$826.00	
Subtotal	\$4,066.00	
OH(11%)	\$447.26	
Profit (10%)	\$406.60	
Tax & Bond	\$195.14	
Total	\$5,115.00	\$15.50 per lf

Item No. 2

Install underground electrical service from Entergy power pole to roadway lighting controller SPC#4, Trench conduit and 2" conduit with AWG 2/0 3 Conductors approximately 375 lf

Labor	\$1,988.64	
Material	\$1,693.18	
Equipment	\$938.64	
Subtotal	\$4,620.46	
OH(11%)	\$508.25	
Profit (10%)	\$462.05	
Tax & Bond	\$221.74	
Total	\$5,812.50	\$15.50 per lf

Item No. 3

Install 1" roll conduit jacked for advance traffic loops Springridge Road approximately 110 lf.

Labor	\$428.00	
Material	\$260.00	
Equipment	\$820.00	
Subtotal	\$1,508.00	
OH(11%)	\$165.88	
Profit (10%)	\$150.80	
Tax & Bond	\$78.32	
Total	\$1,903.00	\$17.30 per lf

Item No. 4

Install Closed Loop on Street Master System. Computer to be installed in city offices as directed by the Public Works Director.

Install radio interconnect at intersection of US Hwy 80 at Springridge Road/Clinton Parkway. Hardwire interconnect to run along Clinton parkway to College Street. Modify existing controller at US Highway 80 and Clinton Parkway to accept Radio Interconnect.

Install Radio Interconnect at intersection of Springridge Road and Clinton Center Drive. This is the existing Master location. Repair existing hardware interconnect (splices allowed) along Springridge Road between Clinton Center Drive and Broadway.

To run S.C. for US Highway 80 at Springridge Road advance loops 8A and 8B underground in 1" conduit.

No longer required to run aerial hardwire interconnect or aerial S.C. between Broadway and Highway 80.

Labor	\$574.00	
Material		
2 Radio Interconnect (Existing)	\$10,400.00	
2 Controller (Modification)	\$2,902.00	
1 Closed Loop on Street Master	\$3,700.00	
Laptop		
1 Closed Loop on Street Master	\$3,680.00	
Software		
Equipment	\$524.00	
Subtotal	\$21,780.00	
OH(11%)	\$2,395.80	
Profit (10%)	\$2,178.00	
Tax & Bond	\$1,146.20	
Total	\$27,500.00	\$27,500.00 per ls

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: _____

AGENDA ITEM NO. 10

CONSENT AGENDA : \$	TO:
FOR:	
Circle : Low Quote, Sole Source, Emergency, etc. if applicable. ACCT. NO.	

DISCUSSION/ACTION: Appointment of Election Commission	
INTRODUCED BY: Mayor Rosemary Aultman	TELEPHONE:

EXHIBITS FOR REVIEW:

Minutes _____	Invoice _____	Other _____
Ordinance _____	Plans, Maps _____	_____
Resolution _____	Contract _____	_____

RECOMMENDATION:

BOARD ACTION: **MOTION MADE BY:** Fisher
SECONDED BY: Hisaw

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
Brabham			_____
Hisaw			_____
DePriest			_____
Brantley			_____
Fisher			_____
T. Aughton			_____
Mayor Aultman			_____

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

BOARD APPROVED

CITY OF CLINTON AGENDA ITEM FACT SHEET

BOARD MEETING DATE: _____

AGENDA ITEM NO. 11

CONSENT AGENDA : \$	TO:
FOR:	
Circle : Low Quote, Sole Source, Emergency, etc. if applicable. ACCT. NO.	

DISCUSSION/ACTION:	<u>DISCUSSION / ACTION - Request to</u> <u>Abandon alleyway between East St. / Monroe</u> <u>St. - Steve Cook</u>
INTRODUCED BY:	<u>Ken Dreher, City Attorney</u>
TELEPHONE:	

EXHIBITS FOR REVIEW:

Minutes _____	Invoice _____	Other _____
Ordinance _____	Plans, Maps _____	_____
Resolution _____	Contract _____	_____

RECOMMENDATION:

BOARD ACTION:

MOTION MADE BY: Brubham

SECONDED BY: Fisher

<u>VOTE CAST:</u>	<u>"AYE"</u>	<u>"NAY"</u>	<u>ACTION TAKEN:</u>
Brubham	<u>I</u>	_____	_____
Hisaw	_____	_____	_____
DePriest	_____	_____	_____
Brantley	_____	_____	_____
Fisher	_____	_____	_____
Touhston	<u>J</u>	_____	_____
Mayor Aultman	_____	_____	_____

AGENDA ITEMS MUST BE TURNED IN TO THE CITY CLERK WITH ALL ATTACHMENTS NO LATER THAN 5 P.M. ON THE WEDNESDAY PRECEDING THE TUESDAY BOARD MEETING TO BE INCLUDED ON THE AGENDA. THIS DEADLINE WILL BE STRICTLY ENFORCED.

ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, ABANDONING AN ALLEYWAY BETWEEN EAST STREET AND MONROE STREET AND LYING BETWEEN LOTS 33, 40, AND 41 ON THE NORTH AND LOTS 34, 39, AND 42 ON THE SOUTH TOWN OF CLINTON AND FOR PURPOSES RELATED THERETO

WHEREAS, on March 6, 2001, there came on for hearing before the Board of Aldermen of the City of Clinton, Mississippi, an Agenda matter, being a request by Steve Cook dated January 26, 2001, to close or abandon a certain unimproved alley located in Clinton, Hinds County, Mississippi described as:

A certain sixteen feet wide alleyway lying between lots 33, 40, 41 on the north and lots 34, 39, 42 on the south and being shown on the plat of the Town of Clinton, a map or plat thereof which is on file and of record in the Office of the Chancery Clerk of Hinds County at Jackson, Mississippi in Plat Book 2, Page 43, reference to which is hereby made in aid of and as a part of this description.

WHEREAS, there was no objection to the abandonment of said alley as requested by the Petitioner, and

WHEREAS, said alley has never been developed or used by the City of Clinton and therefore no compensation or damages are due to any adjoining land owner, and;

WHEREAS, the evidence of record is that said alley or roadway as above described is no longer needed and has in fact never been utilized by the City and in accordance with the request, should be declared abandoned;

NOW, THEREFORE;

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, as follows:

Section 1. The street, thoroughfare, alley or public easement located in Clinton, Hinds County, Mississippi as described above

BOARD APPROVED

should be and the same is hereby abandoned as of this date, being March 6, 2001.

Section 2. Title of abandoned property is vested to the owners of the abutting land as set out by law and no damages or compensation is to be paid.

Section 3. This Ordinance shall take effect and be in force from and after thirty (30) days; provided, however, the effective date of the abandonment of said alley, thoroughfare or public easement shall be as of the date of March 6, 2001.

SO ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CLINTON, MISSISSIPPI, on this the 6th day of March, 2001.

APPROVED:


ROSEMARY G. AULTMAN, Mayor

ATTEST:


W. WAYNE DERRICK, City Clerk

(S E A L)

