

AGENDA
January 25, 2018
REGULAR MEETING OF THE PLANNING and DEVELOPMENT COMMISSION
CITY OF LONG BEACH, MISSISSIPPI
5:30 O'CLOCK P.M.
LONG BEACH CITY HALL
MEETING ROOM
201 JEFF DAVIS AVENUE

- I. CALL TO ORDER**
- II. ROLL CALL AND ESTABLISH QUORUM**
- III. ANNOUNCEMENTS**
- IV. PUBLIC HEARING(S)**
 1. Short-term Rental approval – 20014 Patton Road, Tax parcel 0511I-01-047.003 – David Fairbank
 2. Zone text amendment – Amend chart of uses to allow condominiums in the R-2, Low-Density Multi-family residential Zone district.
 3. Zone Change – from C-1 HD, Commercial High Density to C-2, General Commercial – Property located East of Cleveland Ave, North of Kerr Street, South of East 5th Street and West of Douglas Avenue.
- V. APPROVE MINUTES**
 1. January 11, 2018
- VI. UNFINISHED BUSINESS**
 1. Discussion – public and/or private ingress/egress, perpetual easements and right-of-way.
 2. Tree Removal Request – Magnolia tree – 709 Dogwood Drive, Tax parcel 0511O-03-008.000 – submitted by Phillip Kies.
- VII. NEW BUSINESS**
 1. Tree Removal Request – Live Oak tree – 1026 Hickory Drive, Tax parcel 0511J-02-037.000 – submitted by Lewis Fountain.
- VIII. DEVELOPMENT & RESEARCH**
 1. Discussion – Available and/or vacant commercial property and buildings.
- IX. ADJOURN**

*****NOTES*****

**All decisions made at this meeting are subject to a fifteen (15) day appeal for a Public Hearing and/or the Mayor and Board of Aldermen approval on February 6, 2018.

**The agenda for the Planning Commission meeting closes at 5:00 p.m. the Thursday prior to the meeting day (one week before).

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

Be it remembered that three public hearings before the Long Beach Planning and Development Commission, Long Beach, Mississippi, was begun at 5:30 o'clock p.m., Thursday, the 25th of January 2018, in the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, and the same being the time, date and place fixed for holding said public hearing.

There was present and in attendance on said Commission and at the public hearing the following named persons: Commission Chairman Frank Olivar, Commissioners Shawn Barlow, Judy Wood, Chris Carrubba, Eddie Seal, Mark McMillan, Mike Gundlach, Randy Fischer, Planning Consultant/Advisor Bill Hessel, and minutes Clerk Veronica Howard.

Absent the public hearing was Commissioner Jeff Hansen.

There being a quorum present and sufficient to transact the business of this public hearing, the following proceedings were had and done.

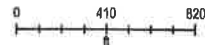
The first public hearing was called to order to consider Short-term Rental approval for property located at 20014 Patton Road, Tax parcel 0511I-01-047.003 submitted by David Fairbank as follows:

20014 PATTON RD - TAX PARCEL 0511I-01-047.003



HARRISON COUNTY, MISSISSIPPI

DISCLAIMER: THIS MAP IS FOR PROPERTY TAX ASSESSMENT PURPOSES ONLY. IT WAS CONSTRUCTED FROM PROPERTY INFORMATION RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS AND IS NOT CONCLUSIVE AS TO LOCATION OF PROPERTY OR LEGAL OWNERSHIP.
TAL FLURRY, TAX ASSESSOR
MAP DATE: JANUARY 25, 2018



**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

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CITY OF LONG BEACH, MISSISSIPPI							
PHYSICAL ADDRESS: 201 JEFF DAVIS AVENUE LONG BEACH, MS 39560	PHONE: (228) 863-1554 FAX: (228) 863-1588	MAILING ADDRESS: POST OFFICE BOX 939 LONG BEACH, MS 39560					
PROPERTY INFORMATION:							
ADDRESS: <u>20014 Patton Rd</u> <small>(Location of Short-Term Rental)</small>		Tax Parcel #: <u>05111-01-047002</u>					
OWNER'S INFORMATION:							
Property Owner's Name: <u>David E. Fairbank</u>							
Property Owner's Address: <u>20014 Patton Road, Long Beach, MS</u>							
Property Owner's Mailing Address, if different from above:							
Property Owner's Phone No.: <u>228-363-3683</u>	City: _____ State: _____ Zip: _____	Email Address: <u>dfairbank@gmail.com</u>					
Is there a homeowner's association for the neighborhood? <u>NO</u> If so, please provide written statement of support of short term rental?							
PROPERTY MANAGER INFORMATION:							
Property Manager's Name: <u>Home Owner David Fairbank</u>							
Property Manager's Address: (Must be a local contact) <u>20014 Patton Rd, Long Beach, MS 39560</u>							
Property Manager's Phone No.: <u>228-363-3683</u>	City: _____ State: _____ Zip: _____	Email Address: <u>dfairbank@gmail.com</u>					
PLEASE PROVIDE THE FOLLOWING:							
<ul style="list-style-type: none"> • Mississippi Sales Tax ID # <u>200-05535-3</u> • Recorded Warranty Deed • Parking Rules & Plan • Trash Management Plan • Copy of Proposed Rental Agreement • Proof of Liability Insurance, which included short term rental coverage 							
ADDITIONAL INFORMATION:							
<ul style="list-style-type: none"> • OWNERSHIP: Please provide a recorded warranty deed • FEES: \$300, non-refundable application fee, plus printing cost, \$100, yearly renewable fee. Checks should be made payable to the City of Long Beach. • LICENSE: A Privilege Tax License must be applied and paid for after approval (\$20/yearly fee). • INCOMPLETE APPLICATIONS will not be processed. 							
AFFIDAVIT							
I HEREBY CERTIFY THAT I HAVE READ THIS APPLICATION AND THAT ALL INFORMATION CONTAINED HEREIN TRUE AND CORRECT; I ACKNOWLEDGE RECEIPT OF AND AGREE TO COMPLY WITH THE RULES & REGULATIONS OF SHORT TERM RENTALS (Ord 622), ALL APPLICABLE CODES, ORDINANCES AND STATE LAWS. VIOLATION OF ANY CODES OR REGULATIONS SHALL RESULT IN THE SUSPENSION OR REVOCATION OF THE PERMIT.							
<u>David E. Fairbank</u>	<u>David E. Fairbank</u>	<u>1/19/18</u>					
PRINT NAME	SIGNATURE	DATE					
REVIEW IN ORDER OF USE ONLY							
Maximum Occupancy:	Maximum Vehicles allowed:	Number of bedrooms:	Number of people home can accommodate:				
<u>6</u>	<u>3</u>	<u>1</u>	<u>6</u>				
I AFFIRM THAT THE APPLICANT IS IN COMPLIANCE WITH ALL APPLICABLE ZONING REQUIREMENTS, BUILDING & FIRE CODES, AND THAT ALL APPLICABLE TAXES, FEES AND OTHER CHARGES HAVE BEEN PAID.							
Building Official Signature: <u>John Eastman</u>		Date: <u>1/19/18</u>					
Fire Inspector Signature: <u>Smalley Goul</u>		Date: <u>1/19/18</u>					
COMMENTS:							
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>Date Received: <u>12/5/2017</u></td> </tr> <tr> <td>Agenda Date: <u>1/25/2018</u></td> </tr> <tr> <td>Amount Due/Paid: <u>\$200.00</u></td> </tr> <tr> <td>Check #: <u>1069</u></td> </tr> </table>				Date Received: <u>12/5/2017</u>	Agenda Date: <u>1/25/2018</u>	Amount Due/Paid: <u>\$200.00</u>	Check #: <u>1069</u>
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Amount Due/Paid: <u>\$200.00</u>							
Check #: <u>1069</u>							

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

David E. Fairbank
Accelerate Maritime, LLC
20014 Patton Road
Long Beach, MS 39560

Planning & Zoning Committee:

I was permitted in late 2016 to rent out my guest house as a short term rental. I contract with Airbnb to market and book vacationing renters. Airbnb provides \$1MM liability insurance during the stay of each guest. My primary carrier, USAA, insures my property the rest of the time. I require Airbnb to verify my renters through a formal identification such as a drivers's license. I am currently an Airbnb "Superhost" with a 98% rating based on guest reviews. The Long Beach Fire Department inspected the cottage earlier this year and found it up to code.

I live on the property in the main house. The guest house is adjacent to our pool and approximately 20' from the main house. The property contains 4 acres.

During the 2016/2017 rental season, I had numerous guests renting my cottage. I also have had a lot of family and friends stay there. I have had no complaints from my neighbors nor have they expressed any concerns. All my guests have been well mannered and I keep the rental fee high enough to not attract 'bottom feeders' who could be a problem. We actively encourage our guests to shop in Long Beach and promote area restaurants, supermarkets, etc. We also let them know about area special events, and encourage them to participate.

Guest parking is off the street at the end of my driveway. There is ample parking for both their autos and mine (when my kids are home we have 6 cars in the driveway).

Trash is placed in the containers at the end of the driveway adjacent to the guest parking and my garage. The trash burden is less than our having our three children home with us (we are basically empty nesters now).

House Rules

No smoking
Not suitable for pets
No parties or events
Check-in is anytime after 4PM
Check out by 11AM

Guests are responsible for cleaning pots/pans used, and washing their own dishes. Trash should be emptied when departing in green bins by the driveway. Please leave linens and used towels on the bathroom floor. Also, please be mindful of our neighbors... Thanks!

David E. Fairbank

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**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

12/9/2017

Vacation Rentals, Homes, Experiences & Places - Airbnb

 [hosting](#)
(/hosting)

[Inbox \(/hosting/inbox\)](#)

[Calendar \(/hosting/calendar\)](#)

[Listings \(/hosting/listings\)](#)

[Stats](#)

[Help \(/hosting/help\)](#)

[Ratings \(/stats/ratings\)](#)

[Earnings \(/stats/earnings\)](#)

[Views \(/stats/views\)](#)

[Standards \(/stats/standards\)](#)

[Goals](#) [New \(/stats/goals\)](#)

5.0 ★

Overall rating

56

Total reviews

98%

5 star reviews

Ratings (56)

Overall experience

5.0 ★ ▾

Accuracy

4.9 ★ ▾

Cleanliness

4.8 ★ ▾

Communication

5.0 ★ ▾

Check in

5.0 ★ ▾

Location

4.9 ★ ▾

Value

5.0 ★ ▾

Reviews (56)

**STATE OF MISSISSIPPI
RETAIL SALES TAX PERMIT**

Issued To: ACCELERATE MARITIME, LLC
20014 PATTON RD
LONG BEACH MS 39560-3345

Permit Number: 200-05535-3
Sales Account: 1364-5808
Business Name: ACCELERATE MARITIME, LLC

Permit Location:
20014 PATTON RD
LONG BEACH, MS 39560

This permit authorizes the holder to engage in the business of selling tangible personal property or performing services from the permit location.

The permit holder may purchase materials or services for resale exempt from tax. Purchases of property or services for the use by the permit holder are not exempt from tax.

This permit is issued as a privilege to operate the above named business in Mississippi. The condition of this privilege is that the holder must collect, report, and pay all taxes due by law. The permit holder is required to keep adequate records that are available for inspection by the Department of Revenue at any time.

This permit is not transferable. You must obtain a new permit if there is a change of ownership, location or business name.

The permit is issued in accordance with Title 27, Chapter 65, Mississippi Code of 1972 and is valid until cancelled or revoke for cause.

Letter ID: L1049063298
Date Issued: October 03, 2017

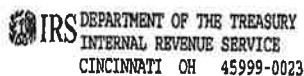
Issued By: _____

Herb Frierson
Herb Frierson, Commissioner

NOT TRANSFERABLE

This permit shall not make lawful any act or thing declared to be unlawful by the State of Mississippi.

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**



TAP User: Haxn550
Psw: ACC1marix1

Date of this notice: 04-18-2014

Employer Identification Number:
46-5433795

Form: 99-4

Number of this notice: CP 575 G

For assistance you may call us at:
1-800-829-4933

ACCELERATE MARITIME LLC
DAVID E FAIRBANK SOLE MBR
20014 PATTON RD
LONG BEACH, MS 39560

IF YOU WRITE, ATTACH THE
STUB AT THE END OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 46-5433795. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

A limited liability company (LLC) may file Form 8832, *Entity Classification Election*, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, *Election by a Small Business Corporation*. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

IMPORTANT REMINDERS:

- * Keep a copy of this notice in your permanent records. This notice is issued only one time and the IRS will not be able to generate a duplicate copy for you. You may give a copy of this document to anyone asking for proof of your EIN.
- * Use this EIN and your name exactly as they appear at the top of this notice on all your federal tax forms.
- * Refer to this EIN on your tax-related correspondence and documents.

If you have questions about your EIN, you can call us at the phone number or write to us at the address shown at the top of this notice. If you write, please tear off the stub at the bottom of this notice and send it along with your letter. If you do not need to write us, do not complete and return the stub.

Your name control associated with this EIN is ACCE. You will need to provide this information, along with your EIN, if you file your returns electronically.

Thank you for your cooperation.

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**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

Form 72-901-14-8-000

**MISSISSIPPI DEPARTMENT OF REVENUE
P.O. BOX 1033
JACKSON, MS 39215**

SALES TAX SURETY BOND

STATE OF MISSISSIPPI BOND NUMBER 32S547790

KNOW ALL MEN BY THESE PRESENTS, THAT ACCELERATE MARITIME, LLC
Owner of Business

20014 Patton Rd Long Beach, MS 39560
Address

Trading As _____ As Principal, and The Ohio Casualty Insurance Company, as Surety,
City _____ State _____ Zip _____

are held and firmly bound unto the State of Mississippi in the just and full sum of Five Hundred Dollars And Zero Cents
Dollars (\$500.00),

for the payment when due of sales taxes, damages, interest and penalties which may accrue to the State of Mississippi under Miss Code Ann. § 27-65-1 et seq., and amendments thereto, for the payment of which taxes, damages, interest and penalties well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, by these presents.

The condition of this bond is, that:

WHEREAS, by the provisions of Miss. Code Ann. § 27-65-27, as amended, the Commissioner shall require of every person desiring to engage in business with this state, who maintains no permanent place of business within this state, and of every person desiring to engage in the business of making retail sale of mobile homes, a cash bond or an approved surety bond in an amount sufficient to cover twice the estimated tax liability for a period of three months; and the Principal herein desiring to so engage in business of:

Short Term Rentals

NOW THEREFORE, if the said Principal shall, from the 2nd day of October, 2017, well and truly pay all sales taxes which may accrue to the State of Mississippi on account of said business conducted when same shall become due and payable, then this obligation is void, otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that no new liability shall accrue under this bond sixty days after receipt by the Obligee of written notice from the Surety of its desire to cancel this bond.


NOTWITHSTANDING the tax information and return confidentiality provisions contained within Miss Code Ann. § 27-65-1 et seq., § 27-67-1 et seq., 27-7-1 et seq., 27-13-1 et seq., 27-7-301 et seq., and 27-55-301 et seq., and to any claim against said surety made by the Department of Revenue which is covered by this bond.

Witness our signature this 2nd day of October, 2017.

ACCELERATE MARITIME, LLC

ATTEST: _____ PRINCIPAL: _____

Countersigned by: NOT REQUIRED SURETY: The Ohio Casualty Insurance Company

 Brenna P. Tuccelli
BRENN A. P. TUCCELLI - Attorney-in-Fact

Filed and approved this _____ day of _____.

MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

The Ohio Casualty Insurance Company
POWER OF ATTORNEY

Surety Bond Number: 32S547790 Principal: ACCELERATE MARITIME, LLC

Bond Amount: (\$500.00) Five Hundred Dollars And Zero Cents

KNOW ALL PERSONS BY THESE PRESENTS, that The Ohio Casualty Insurance Company, a corporation duly organized under the laws of the State of New Hampshire (herein collectively called the "Company"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, BRENNA P. TUCCELLI

all in the city of Sacramento, state of CA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Company in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Company and the corporate seal of the Company has been affixed thereto this 26th day of September, 2016.



The Ohio Casualty Insurance Company

By: [Signature]
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

STATE OF PENNSYLVANIA
COUNTY OF MONTGOMERY ss

On this 26th day of September, 2016, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of The Ohio Casualty Insurance Company and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member: Pennsylvania Association of Notaries

By: [Signature]
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-law and Authorizations of The Ohio Casualty Insurance Company, which is now in full force and effect reading as follows:

ARTICLE IV - OFFICERS - Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signatures of any assistant secretary of the Company, whenever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, of The Ohio Casualty Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Company, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Company this 2nd day of October, 2017.



By: [Signature]
Renee C. Llewellyn, Assistant Secretary

POAOutpr0C

To confirm the validity of this Power of Attorney call 888-844-2663 between 8:00 am and 7:30 pm EST on any business day.

MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

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12/5/2017

Host Protection Insurance - Airbnb



Search



Host Protection Insurance

We're there for you when accidents happen.



Primary protection

The Host Protection Insurance program now provides primary coverage for Airbnb hosts and landlords, as additional insureds, in over 15 countries. Our program protects against liability claims up to \$1 million USD that occur in a listing, or on an Airbnb property, during a stay.



Protection against the unexpected

Though over 60 million guests have had safe, positive experiences staying on Airbnb, it's best to be prepared when the unexpected occurs. Our Host Protection Insurance program provides you peace of mind, protecting you against third party claims of property damage or bodily injury up to \$1 million.



Host Protection Coverage

What does the Host Protection Insurance program cover?

- The Host Protection Insurance program provides primary liability coverage for up to \$1 million per occurrence in the event of third party claims of bodily injury or property damage. This coverage is also subject to a \$1 million cap per listing location and certain conditions, limitations, and exclusions may apply. For more information, please visit our Help Center. (/help/article/937)
- The Host Protection Insurance program covers landlords and homeowners associations in many cases when claims are brought against them because a guest suffers injury during a stay. For examples of what's covered and what's not, please visit our Help Center (/help/article/937).

What's not covered by the Host Protection Insurance program?

- The Host Protection Insurance program does not apply to liability arising from (1) Intentional Acts including: (i) Assault and Battery or (ii) Sexual Abuse or Molestation - (by the host or any other insured party), (2) Loss of Earnings, (3) Personal and Advertising Injury, (4) Fungi or Bacteria, (5) Chinese Drywall, (6) Communicable Diseases (7) Acts of Terrorism, (8) Product Liability, (9) Pollution and (10) Asbestos, Lead or Silica.
- If you'd like more details on what's covered and what's not, please contact us. (/help/contact_us?about=2&tier1=7&tier2=2274)

**MINUTES OF JANUARY 25, 2018
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LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

12/5/2017

Host Protection Insurance - Airbnb

- The Host Protection Insurance program may also cover claims if a guest damages building property. This often includes claims filed by a landlord against a host. For examples of what's covered and what's not, please visit our Help Center. ([help/article/937](/help/article/937))
- The Host Protection Insurance program can now serve as your primary coverage for eligible claims filed as a result of Airbnb stays. Landlords are covered only if Airbnb and/or the host is also a party to the claim.
- [Download HPI Program Summary.pdf](#)
([users/hpi_program_summary.pdf](#))



The Host Protection Insurance program is currently available for hosts in the Australia, Austria, Belgium, Canada, China, Croatia, Czech Republic, Finland, France, Germany, Hungary, India, Ireland, Israel, Italy, Japan, The Netherlands, New Zealand, Norway, Portugal, Singapore, Spain, South Africa, Sweden, United Kingdom and United States.

File a Claim

If you would like to file a claim under the Host Protection Insurance program, please contact us at www.airbnb.com/contact (/contact) and we will route you to our third party claims administrator.

12/5/2017

Host Protection Insurance - Airbnb

Common Questions

How does the Host Protection Insurance program work?

The Host Protection Insurance program provides coverage through a policy issued by certain underwriters at Lloyd's of London, and Zurich Insurance plc, two of the world's most reputable insurance providers. In some jurisdictions, where a locally issued policy is required, coverage may be provided by a Zurich partner company.

When someone makes a claim against a host, a claim adjuster will administer and resolve the claim in accordance with policies agreed to with Airbnb.

Do I need to do anything to be covered under the Host Protection Insurance Program?

By agreeing to list a property, or continuing to list a property, on Airbnb you agree to be covered under the Host Protection Insurance program for occurrences during Airbnb stays, subject to the policy terms.

What should I do before notifying Airbnb of a claim?

The Host Protection Insurance program went into effect in the United States starting January 16, 2015. Effective October 22, 2015, it is being expanded into additional countries and the program now provides primary coverage. If you have questions about how the Host Protection Insurance program works, please visit our Help Center. (/help/contact_us?about=2&tier1=7&tier2=2274)

How does the Host Protection Insurance program work with my existing homeowner's or renter's insurance?

The Host Protection Insurance program will act as primary coverage for eligible losses.

How is this different than Airbnb's Host Guarantee?

Airbnb's Host Guarantee program is designed to protect hosts against damages to their own possessions or unit in the rare instance of property damage by their guests in listings. For more on the Host Guarantee, visit www.airbnb.com/guarantee (</guarantee>).

Conversely, the Host Protection Insurance program is designed to protect hosts against third party claims of bodily injury or property damage. For examples of situations where the Host Protection Insurance program may apply, please visit our Help Center (</help/article/937>).

How is this different than a security deposit?

Security deposits help cover accidents that occur during a reservation, like spilled wine on the rug, a broken window, or an unreturned key. For more on security deposits, please visit our Help Center. (</help/article/937>)

English



United States dollar



Airbnb

[About us \(/about/about-us\)](/about/about-us)

[Careers \(/careers\)](/careers)

[Press \(/press/news\)](/press/news)

[Policies \(/policies\)](/policies)

[Help \(/help?from=footer\)](/help?from=footer)

[Diversity & Belonging \(/diversity\)](/diversity)

Discover

[Trust & Safety \(/trust\)](/trust)

[Travel Credit \(/invite?r=6\)](/invite?r=6)

[Gift Cards \(/gift?s=footer\)](/gift?s=footer)

[Airbnb Citizen \(https://www.airbnb.citizen.com?utm_source=airbnb&utm_medium=footer&utm_campaign=product\)](https://www.airbnb.citizen.com?utm_source=airbnb&utm_medium=footer&utm_campaign=product)

[Business Travel \(/work?s=footer\)](/work?s=footer)

[Guidebooks \(/things-to-do\)](/things-to-do)

[Airbnbmag \(https://airbnbmag.com\)](https://airbnbmag.com)

Hosting

[Why Host \(/host/homes?from_footer=1\)](/host/homes?from_footer=1)

[Refer Hosts New \(/refer?r=6\)](/refer?r=6)

[Hospitality \(/hospitality\)](/hospitality)

[Responsible Hosting \(/help/responsible-hosting\)](/help/responsible-hosting)

[Community Center \(/help/community?s=footer\)](/help/community?s=footer)

MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION



1st Judicial District
Instrument 2013-0377 D -J1
Filed/Recorded 12/22/2013 09:40 A
Total Fees \$ 12.00
4 Pages Recorded

Prepared by:
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File No. 13-220

STATE OF MISSISSIPPI
COUNTY OF HARRISON
FIRST JUDICIAL DISTRICT

WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable considerations, the receipt and sufficiency of which is hereby acknowledged, We

Jason Gregory Jolly and Jenny D. Jolly
189 Caitlyn Dr.
Sulitto, MS 38966
(228)-697-7464

do hereby sell, convey and warrant unto

David E. Fairbank and Judith W. Smith
20014 Patton Road
Long Beach, MS 39560
(417)-619-5030

as joint tenants with full rights of survivorship and not as tenants in common, that certain tract, piece or parcel of land situated and being located in Harrison County, State of Mississippi, more particularly described as follows, to-wit:

(See Exhibit A and survey attached)

INDEXING INSTRUCTIONS: NE 1/4 of NE 1/4 and SE 1/4 of NE 1/4 Sec. 10, T8S, R12W

Page 1 of 3

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THIS CONVEYANCE is subject to any prior reservation or conveyances of oil, gas or other mineral rights and subject to all easement restrictions, reservations and covenants of record.

IT IS AGREED and understood that the taxes for the current year have been pro-rated as of this date on an estimated basis. When said taxes are actually determined, if the proration as of the date is incorrect, then the Grantor(s) agrees to pay the Grantee(s), or its assigns, any deficit on an actual proration, and likewise, the Grantee(s) agrees to pay the Grantor(s), or its assigns, any amount overpaid by it.

WITNESS OUR SIGNATURES, this the 19th day of December, 2013.

Jason Gregory Jolly
Jason Gregory Jolly
Jenny D. Jolly
Jenny D. Jolly

STATE OF MISSISSIPPI
COUNTY OF HARRISON

PERSONALLY APPEARED BEFORE ME, the undersigned authority in and for the above stated jurisdiction, the within named Jason Gregory Jolly and Jenny D. Jolly who acknowledged that they signed and delivered the foregoing Warranty Deed on the day and year therein written as their own free and voluntary act and deed.

GIVEN under my hand and official seal on this the 19th day of December, 2013.

MY COMMISSION EXPIRES:



NOTARY PUBLIC

[Signature]

Page 2 of 3

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Exhibit "A"

New Survey description: A parcel of land situated and being located in the Northeast 1/4 of the Northeast 1/4 and the Southeast 1/4 of the Northeast 1/4 of Section 10, Township 8 South, Range 12 West, City of Long Beach, First Judicial District of Harrison County, Mississippi and being more particularly described as follows, to wit:

Commencing at the intersection of the East line of Section 10, Township 8 South, Range 12 West, Harrison County, Mississippi, with the Northerly margin of Patton Road; thence run South 63 degrees 29 minutes 05 seconds West 516.30 feet along the northerly margin of Patton Road to an iron rod marking the POINT OF BEGINNING; thence from said point of beginning, thence North 00 degrees 00 minutes 47 seconds East a distance of 242.83 feet to an iron rod found; thence North 00 degrees 02 minutes 55 seconds East a distance of 796.68 feet to an iron rod found; thence South 89 degrees 47 minutes 24 seconds West a distance of 201.86 feet to an iron rod found; thence South 00 degrees 02 minutes 50 seconds East a distance of 795.71 feet to an iron rod found; thence South 89 degrees 57 minutes 11 seconds East a distance of 165.56 feet to an iron rod found; thence South 00 degrees 02 minutes 28 seconds West a distance of 261.18 feet to a checker head magnetic nail set in an asphalt driveway on the North margin of Patton Road; thence North 62 degrees 27 minutes 56 seconds East along said North margin a distance of 39.47 feet to the point of beginning.

This being the same property described in warranty deed recorded as instrument number 2013-1492-D-11.

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

The Clerk reported that ten (10) notices of public hearing were sent by regular mail, to property owners within one hundred sixty feet (160'), excluding rights-of-way, of the subject property. Notices were also posted on the bulletin boards at City Hall, the Building Official's Office, and the Water Department, 201 Jeff Davis Avenue and the bulletin board at the City of Long Beach Public Library, 209 Jeff Davis Avenue; Said notice was ordered as part of these proceedings:

City of Long Beach



LEGAL NOTICE

PUBLIC HEARING

In accordance with Article XIX of the Comprehensive Long Beach Unified Land Ordinance 598 of the City of Long Beach, Mississippi (2013) as amended, notice is hereby given advising that the Planning Commission for the City of Long Beach will hold a public hearing for the purpose of considering a **Short-term Rental**.

David Fairbank, 20014 Patton Road, Long Beach, MS 39560 has filed an application for a short-term rental in accordance with the Comprehensive Long Beach Unified Land Ordinance, Section 131: Short Term Rentals-Residential (Ordinance 622). The location of the requested short-term rental is 20014 Patton Road, Long Beach, Mississippi 39560, tax parcel number 05111-01-047.003. The legal description is as follows:

Commencing at the intersection of the East line of Section 10, Township 8 South, Range 12 West, Harrison County, Mississippi, with the Northerly margin of Patton Road; thence run South 63 degrees 29 minutes 05 seconds West 516.30 feet along the northerly margin of Patton Road to an iron rod marking the POINT OF BEGINNING; thence from said point of beginning, thence North 00 degrees 00 minutes 47 seconds East a distance of 242.83 feet to an iron rod found; thence North 00 degrees 02 minutes 55 seconds East a distance of 796.68 feet to an iron rod found; thence South 89 degrees 47 minutes 24 seconds West a distance of 201.86 feet to an iron rod found; thence South 00 degrees 02 minutes 50 seconds East a distance of 795.71 feet to an iron rod found; thence South 89 degrees 57 minutes 11 seconds East a distance of 165.56 feet to an iron rod found; thence South 00 degrees 02 minutes 28 seconds West a distance of 261.18 feet to a checker head magnetic nail set in an asphalt driveway on the North margin of Patton Road; thence North 62 degrees 27 minutes 56 seconds East along said North margin a distance of 39.47 feet to the point of beginning.

A public hearing to consider the above short-term rental will be held in the City of Long Beach, Mississippi 39560, Thursday, January 25, 2018, at 5:30 p.m., in the Long Beach City Hall Meeting Room located at 201 Jeff Davis Avenue. The City encourages all residents, groups and organizations to contact the City if they have any questions concerning the petition.

/s/ signed
Chairman
Planning Commission

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**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared before me, VERONICA HOWARD, known to me to be the Minutes Clerk of the City of Long Beach, Mississippi, Planning Commission, who being by me first duly sworn, deposes and says on oath as follows, to-wit:

1. That she is the duly appointed and acting Minutes Clerk of the City of Long Beach, Mississippi, Planning Commission;
2. That in such capacity, she is responsible for mailing Notices of Public Hearing for the purpose of notifying property owners within One Hundred Sixty Feet (160'), excluding public right of ways, of the subject property, when applications for zoning map changes, variances, appeals, etc., are filed, all as stipulated in The Zoning Ordinance Number 598 of the City of Long Beach; and other matters pertaining to such public hearings and the business of the Planning Commission in and for the City of Long Beach;
3. That on January 3, 2018, she did cause to be mailed, Notice of Public Hearing, a copy of which is attached hereto, to 10 (ten) property owners within 160' of 20014 Patton Road - Tax Parcel No. 0511I-01-047.003 notifying them that a public meeting will be held, January 25, 2018, to consider an application for a Short-term Rental filed by David Fairbank.

Given under my hand this the 3rd of January, 2018.


STACEY DAHL, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 3rd day of January 2018.


NOTARY PUBLIC

~~My Commission Expires~~



MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

LOU SCARDINO - TRUSTEE-
20012 PATTON RD
LONG BEACH MS 39560

JOHN & SUSAN NICOLAIS
20010 PATTON RD
LONG BEACH MS 39560

SHIRLEY BERRY
20017 COMMISSION RD
LONG BEACH MS 39560

JOHN MCCARDLE
20023 COMMISSION RD
LONG BEACH MS 39560

JAMES MCDANIEL
PO BOX 176
GULFPORT MS 39502-0176

DEBRA HYSMITH
716 BRIARWOOD DR
LONG BEACH MS 39560

LYNN EARL LEATHERWOOD
20028 PATTON RD
LONG BEACH MS 39560

Q D SPRUILL
20016 PATTON RD
LONG BEACH MS 39560

WAYNE & MARGARET MARIE
20025 PATTON RD
LONG BEACH MS 39560

REGINALD JOHNSON
4301 PLASH RD
GULF SHORES AL 36542

DAVID FAIRBANK
20014 PATTON RD
LONG BEACH MS 39560

The Clerk reported that she did cause to be published in the Sun Herald, a newspaper with general circulation in the City of Long Beach, and published in Harrison County, Legal Notice and Public Hearing, as evidence by the Publisher's Proof of Publication as follows:

Proof of Publication

STATE OF MISSISSIPPI
COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared Crista Brackett who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a newspaper published in the city of Gulfport, in Harrison County, Mississippi, and the publication of the notice, a copy of which is hereto attached, has been made in said paper 1 times in the following numbers and on the following dates of such paper, viz:

- Vol. 134 No., 96 dated 7 day of Jan, 2018
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____

Affiant further states on oath that said newspaper has been established and published continuously in said county for a period of more than twelve months next prior to the first publication of said notice.

Crista Brackett

Clerk

Sworn to and subscribed before me this 8 day of

Jan A.D., 2018

Meri A. Jackson

Notary Public

*The Sun Herald has been deemed eligible for publishing legal notices in Jackson County to meet the requirements of Miss. Code 1972 Section 13-3-31 and 13-3-32

LEGAL NOTICE
PUBLIC HEARING
In accordance with Article XXX
of the Comprehensive Long
Beach Unified Local Govern-
ment Code (2012) as
amended, notice is hereby
given advising that the Plan-
ning Commission for the City
of Long Beach will hold a pub-
lic hearing for the purpose of
considering a short-term
lease.
David Fairbank, 20014 Patton
Road, Long Beach, MS 39560
has filed an application for a
short-term rental in accord-
ance with the Comprehensive
Long Beach Unified Local Gov-
ernment Code, Section 131, Short
Term Rental-Hotels/Motels
(Ordinance 622). The location
of the requested short-term
rental is 20014 Patton Road,
Long Beach, Mississippi
39560, lot parcel number
22111-01-047-003. The legal
description is as follows:
Commencing at the intersec-
tion of the E line of Section
10, Township 8 South, Range
12 West, Harrison County,
Mississippi, with the Northernly
margin of Patton Road,
thence run South 63 degrees
23 minutes 00 seconds West
614.30 feet along the north-
easterly margin of Patton Road to
an iron rod marking the
POINT OF BEGINNING;
thence from said point of be-
ginning, thence North 00
degrees 00 minutes 47
seconds East a distance of
622.83 feet to an iron rod
found; thence North 00
degrees 00 minutes 47
seconds East a distance of
708.66 feet to an iron rod
found; thence South 09
degrees 47 minutes 44
seconds West a distance of
201.89 feet to an iron rod
found; thence South 09
degrees 50 minutes 50
seconds East a distance of
733.71 feet to an iron rod
found; thence South 85
degrees 57 minutes 11
seconds East a distance of
133.50 feet to an iron rod
found; thence South 00
degrees 00 minutes 00
seconds West a distance of
201.19 feet to a speaker head
marker marked in an asphalt
driveway on the North margin
of Patton Road, thence North
88 degrees 27 minutes 56
seconds East along said
North margin a distance of
22.41 feet to the point of be-
ginning.
A public hearing to consider
the above short-term rental
will be held in the City of Long
Beach, Mississippi, 0500B,
Thursday, January 25, 2018,
at 8:30 p.m., in the Long
Beach City Hall Meeting
Room located at 201 and
Duck Avenue. The City
encourages all residents,
groups and organizations to
contact the City if they have
any questions concerning the
proposed
Short-term
Rental
Application
AD7



REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

Due to the applicant not in attendance at the public hearing, this agenda item was rescheduled for the next regular scheduled meeting of February 8, 2018; City Hall; Meeting Room; 201 Jeff Davis Avenue.

Noted for the record no one was in attendance at the public hearing in favor of and/or in opposition of the request.

The second public hearing was called to order to consider a zone text amendment to amend the Chart of Uses to allow Condominiums, with Planning Commission approval, in the R-2, Low Density Multi-family residential zone district.

Proposed Text Amendment - January 25, 2018 - Public Hearing

Chart of Use	R1	R2	R3	R4	RO	C1	CHD	C2	C3	C4	I1	I2	WD
Agricultural													
Greenhouse Commercial				R						S	S	S	
Crops / Forestry				R									
Riding Stable				X							S	S	
Livestock				X							S	S	
Wildlife Refuge				X							S	S	
Forest Preserve				R									
	R1	R2	R3	R4	RO	C1	CHD	C2	C3	C4	I1	I2	WD
Residential													
Single Family	R	R	R	R	R	X		X	X	X			
Accessory Unit	X	X	X	X	X	X		X	X	X	X	X	
Duplex / 2 Family Dwelling		R	R		X								
Townhouse			R			X	X	X	X	X			
Zero Lot Line - 2 acres or more	X	R	R	R	R	X		X	X	X			
Zero Lot Line - less than 2 acres													
Condominium		X	R			X	R	X	X	X			
Apartment Building - Low Rise			R			X	X	X	X	X			
Apartment Building - High Rise			X			X	X	X	X	X			
Live-Work Unit					R	S	S	X	S	X			
Mobile Home Park					S								
	R1	R2	R3	R4	RO	C1	CHD	C2	C3	C4	I1	I2	WD
Special Care Homes													
Homes for Handicapped or Infirm			X	X				R		X			
Nursing Care, Intermediate Care Homes			X	X				R		X			
Halfway Houses								S					
	R1	R2	R3	R4	RO	C1	CHD	C2	C3	C4	I1	I2	WD
Lodging													
Hotel / Motel (12+ rooms)			R			R	R	X	R	X			X
Inn (up to 12 rooms)			R			R	R	X	R	X			X
Bed and Breakfast (1-5 rooms)		X	X			X		X	R	X			
Tourist Homes (Renting by the day or week)	X	X	X	X	X	X		X	X	X			
	R1	R2	R3	R4	RO	C1	CHD	C2	C3	C4	I1	I2	WD
Office, Clerical, Research and Services													
<i>(Not primarily related to goods and merchandise)</i>													
Home Occupation (No customer/client traffic generation)	R	R	R	R	R	R	R	R	R	R			
Operations designed to attract and serve customers or clients on the premises					X	R		R	R	R	R	R	X
Operations designed to attract little or no customers or client traffic other than employees of the entity					R	R		R	R	R			
Office building (multiple offices)						X	R	R	R	X	R	R	
Operations with drive up window						X	X	R	X	X			X
Work / Live Unit					R	R		R	R	R			
	R1	R2	R3	R4	RO	C1	CHD	C2	C3	C4	I1	I2	WD
Services and Enterprises Relating to Animals													
Veterinarians (small animals only)					X	X		R	X	X			

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

Proposed Text Amendment - January 25, 2018 - Public Hearing

	H1	H2	H3	H4	H5	C1	C2	C3	C4	C5	F1	F2	WFD
Veterinarian (small / large animals)					S			X		X	X		
Boarding Kennel					S			X	S	X	X		
Sales and Rental of Goods, Merchandise and Equipment													
No storage or display of goods outside fully enclosed building													
High volume traffic generation (more than 2,500 sq ft)						R	R	R	R	R			X
Low volume traffic generation (up to 2,500 sq ft)						R	R	R	R	R			X
Wholesale sale								R			R	R	
Storage and display of goods outside fully enclosed building allowed													
High volume traffic generation (more than 2,500 sq ft)							X	R	X	X	R	R	
Low volume traffic generation (up to 2,500 sq ft)							X	R	X	X	R	R	
Wholesale sale								R	X	X	R	R	
	H1	H2	H3	H4	H5	C1	C2	C3	C4	C5	F1	F2	WFD
Manufacturing, Processing, Creating, Repairing, Painting, Renovation, Cleaning and Assembly of Goods													
All operations conducted entirely within fully enclosed building													
Majority of dollar volume of business done with walk-in trade						X		X	X	X	R	R	
Majority of dollar volume of business not done with walk-in trade								X	X	X	R	R	
Operations conducted within or outside fully enclosed building													
Majority of dollar volume of business done with walk-in trade								X			R	R	
Majority of dollar volume of business not done with walk-in trade								X			R	R	
	H1	H2	H3	H4	H5	C1	C2	C3	C4	C5	F1	F2	WFD
Regulated Businesses													
Check cashing, title loan or pawn								R				X	
Escort services												S	
Language modeling studio												S	
Sea oriented cabinet, cinema, media, or spa shop with sale or rental of sex oriented merchandise												S	
Tattoo and body piercing parlor								R				X	
	H1	H2	H3	H4	H5	C1	C2	C3	C4	C5	F1	F2	WFD
Motor Vehicle Related Sales and Service													
Motor vehicle sales or rental								R				X	
Sales with installation of parts or accessories (tires, mufflers, etc.)								R			S	R	
Motor vehicle repair and maintenance including substantial body work								R				R	
Motor vehicle repair and maintenance not including substantial body work								R				R	R
Gas Pumps								R	R	X	X	R	X
Gas Sales with repair and maintenance services								R	R	S	S	R	R
Car Wash								R	R		X	R	R
Scrap materials, salvage or junk yards and vehicle graveyards												X	R
Automobile parking garages or parking lots (commercial)						X	X	X	X	X	R	R	

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING**

LONG BEACH PLANNING and DEVELOPMENT COMMISSION

Proposed Text Amendment - January 25, 2018 - Public Hearing

	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Storage													
Storage rental units								X	X	X	X	X	
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Entertainment, Recreation, Amusement													
Activity conducted entirely within building or structure													
Bowling alleys, skating rinks, billiard halls, indoor athletic facilities and similar uses						X	X	R	X	X			
Movie theaters						X	X	R	X	X			
Casinos, casinos and similar uses				S				R	R	R			
Performing arts auditorium						R	R	X	R	X			
State Approved Gaming and related uses						X	R		R	X			R
Activity conducted primarily outside enclosed building													
Primarily aimed outdoor recreational facilities:				S			X	X	X				
Drive-in movies									X				
Publicly owned and operated outdoor recreation facilities	X	X	X	X			X	X	X	X	X	X	X
Golf courses				S					X				
Golf driving ranges (not accessory to golf courses)				S				R	X				
Horseback riding or stables				X									
Automobile and motorcycle racetracks				S									
RV Park				S					X				
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Food Service, Restaurants, Lounges													
No substantial carry-out or delivery services, no drive-in service or primary consumption outside fully enclosed building						R	R	R	R	R			R
Restaurants with alcohol as accessory use						R	R	R	R	R			R
Lounges for consumption of alcoholic beverages on premises						R	R	R	R	X			R
Carry-out, delivery and drive-in services, primary consumption outside fully enclosed building						X	X	R	X	X			X
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Marine Related Facility													
Marina slips and supplies (up to 2,500 sq ft.)						R	R	R	R	R			R
Live bait stores													R
Boat storage (indoor)								R			R	R	X
Boat storage (indoor and outdoor)								R			R	R	X
Boat maintenance and repair								R			R	R	X
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Civic and Emergency Services													
Community Facility	X	X	X	X	X	X	X	R	X	X	R	R	X
Police Stations	X	X	X	X	X	X	X	X	X	X	X	X	X
Fire Stations	X	X	X	X	X	X	X	X	X	X	X	X	X
Recreation and ambulance								R			R	R	
Infrastructure / Utilities	X	X	X	X	X	X	X	R	X	X	X	X	X
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Miscellaneous public and semi-public uses													

Proposed Text Amendment - January 25, 2018 - Public Hearing

	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Post office	X	X	X	X	X	X	X	X	X	X	X	X	X
Airport													
Sanitary landfill		S		S									
Transit Facility							X	R	X				X
Military reserve centers													
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Federal Home, Cemetery, Crematorium													
Federal Home with underlying air site								R		X			
Federal Home (residential / service only)								R		X			
Crematorium											R	R	
Cemetery				S									
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Educational, Cultural, Religious, Philanthropic, Social, Fraternal, Child Care													
Child care facility (3 or more)	X	X	X	R	X			R	X	R			
Child care facility (0 or more)				X				R		R			
Elementary School	X	X	X	R				R	X	R			
Middle / High School	X	X	X	X				R	X	X	X	X	
College / University (including dormitory)	X	X	X	X				R	X	X	X	X	
Learning Center				S				R			R	R	X
Special training / Vocational				S				R			R	R	
Research facility				S		X	X	R	X	X	R	R	X
Libraries, museums, art centers and similar uses				S		X	X	R	X	X	R	R	X
Social, fraternal clubs and similar uses	X	X	X	X	X			R	X	X			
Churches, synagogues and temples	S	S	S	S	S			R	X	X			
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Towers and Related Structures													
Towers or antennas for individual residential use (limited to district height limit)	X	X	X	X	X	X	X	S	X	X	X	X	X
Towers or antennas for community or regional use							X	X	X	X	R	R	
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Open air markets and horticultural sales													
Open air markets (farm, craft, and produce)				S		X	X	R	X	R			X
Open air flea markets				S				X		X			
Horticultural sales with outdoor display				S				R	X	X			
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Industrial													
Auto related industrial								X			R	R	
Communication / Transportation								X			R	R	
Manufacturing / Processing								X			R	R	
Marine related facility								X			R	R	
Products and Services								X			R	R	
	R1	R2	R3	R4	R5	C1	C1HD	C2	C2B	C3	I1	I2	WFD
Storage and Distribution													
								X			R	R	

R = permitted by right
 X = permitted with Planning Commission Approval
 S = permitted as special use (hearing)

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

The Clerk reported that notices of public hearing were posted on the bulletin boards at City Hall, the Building Official's Office, and the Water Department, 201 Jeff Davis Avenue and the bulletin board at the City of Long Beach Public Library, 209 Jeff Davis Avenue; Said notice was ordered as part of these proceedings:

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**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

City of Long Beach



LEGAL NOTICE

PUBLIC HEARING

In accordance with Article XIX of the Comprehensive Long Beach Unified Land Ordinance 598 of the City of Long Beach, Mississippi (2013) as amended, notice is hereby given advising that the Planning and Development Commission for the City of Long Beach will hold a public hearing for the purpose of considering a zoning text change.

Long Beach Planning Commission has filed an application for a change in the zoning text in accordance with the Comprehensive Long Beach Unified Land Ordinance. The City proposes to amend the following Sections as shown below.

Change Section 105: Chart of Uses

The proposed amendments to the Comprehensive Long Beach Unified Land Ordinance stated above will be available for review and copies are available at the Long Beach Planning Office until 1:00 p.m. the day of the public hearing.

The purpose of this proposed change is to promote uniformed development and encourage public safety, thereby enhancing the quality of life for all Long Beach residents. A public hearing to consider the above zoning text change will be held in the City of Long Beach, Mississippi 39560, Thursday, January 25, 2018, at 5:30 p.m., in the Long Beach City Hall located on Jeff Davis Avenue. The City encourages all residents, groups and organizations to contact the City if they have any questions concerning the petition.

/s/ signed
Chairman
Planning Commission

201 Jeff Davis • P.O. Box 929 • Long Beach, MS 39560 • 863-1554 • FAX 863-1558

The Clerk reported that she did cause to be published in the Sun Herald, a newspaper with general circulation in the City of Long Beach, and published in Harrison County, Legal Notice and Public Hearing, as evidence by the Publisher's Proof of Publication as follows:

MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

Proof of Publication

STATE OF MISSISSIPPI

COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared Crista Brackett who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a newspaper published in the city of Gulfport, in Harrison County, Mississippi, and the publication of the notice, a copy of which is hereto attached, has been made in said paper 1 times in the following numbers and on the following dates of such paper, viz:

- Vol. 124 No., 98 dated 9 day of Jan, 20 18
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____

Affiant further states on oath that said newspaper has been established and published continuously in said county for a period of more than twelve months next prior to the first publication of said notice.

Crista Brackett

Clerk

Sworn to and subscribed before me this 9 day of

Jan A.D., 20 18
Meri A. Jackson

Notary Public

*The Sun Herald has been deemed eligible for publishing legal notices in Jackson County to meet the requirements of Miss. Code 1972 Section 13-3-31 and 13-3-32



LEGAL NOTICE
PUBLIC HEARING
In accordance with Article XXV of the Comprehensive Long Beach Unified Land Ordinance 599 of the City of Long Beach, Mississippi (2015) as amended, notice is hereby given advising that the Planning Commission for the City of Long Beach will hold a public hearing for the purpose of considering a zoning text change.
Long Beach Planning Commission has filed an application for a change in the zoning text in accordance with the Comprehensive Long Beach Unified Land Ordinance. The City proposes to amend the following Sections as shown below:
Change Section 165: Chart of Uses
The proposed amendments to the Comprehensive Long Beach Unified Land Ordinance stated above will be available for review and comment are available at the Long Beach Planning Office until 1:00 p.m. the day of the public hearing.
The purpose of this proposed change is to promote uniform development and encourage public safety thereby enhancing the quality of life for all Long Beach residents. A public hearing to consider the above zoning text change will be held in the City of Long Beach, Mississippi 39550, Thursday, January 25, 2018, at 5:00 p.m., in the Long Beach City Hall located on Jeff Davis Avenue. The City encourages all residents, groups and organizations to contact the City if they have any questions concerning the petition.
At signed
Chairman
Planning Commission
ADW
1504990

The Commission Chairman asked for anyone speaking in favor and/or opposition of the request, no one came forward to be heard.

*

*

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING**

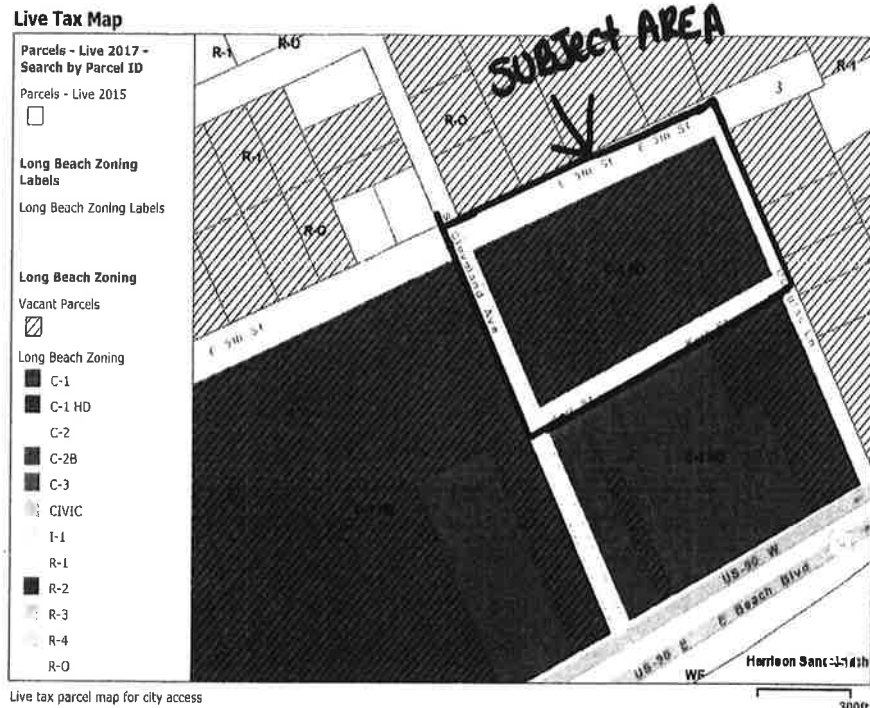
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

Commissioner Carrubba made motion, seconded by Commissioner Seal and unanimously carried to close the public hearing.

* * *

After considerable discussion Commissioner Carrubba made motion, seconded by Commissioner Wood and unanimously carried recommending approval of the zone text amendment as submitted.

The third public hearing was called to order to consider a zone map change to change the zoning from C-1 HD, Commercial High Density to C-2, General Commercial for property located East of Cleveland Avenue, North of Kerr Street, South of East 5th Street and West Douglas Avenue.



Live tax parcel map for city access
Esri, HERE, Garmin, INCREMENT P, NGA, USGS | Harrison County GIS, Harrison County Tax Assessor | City of Long Beach, Gulf Regional Planning Commission, Harrison County Geographic Information Services | Long Beach, Mississippi, Gulf Regional Planning Commission, Harrison County Geographic Information Services | Harrison County Geographic Information Services

The Clerk reported that notices of public hearing were posted on the bulletin boards at City Hall, the Building Official's Office, and the Water Department, 201 Jeff

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING**

LONG BEACH PLANNING and DEVELOPMENT COMMISSION

Davis Avenue and the bulletin board at the City of Long Beach Public Library, 209 Jeff

Davis Avenue; Said notice was ordered as part of these proceedings:

City of Long Beach



LEGAL NOTICE

PUBLIC HEARING

In accordance with Article XIX of the Comprehensive Long Beach Unified Land Ordinance (598) of the City of Long Beach, Mississippi (2013) as amended, notice is hereby given advising that the Planning and Development Commission for the City of Long Beach will hold a public hearing for the purpose of considering a **zoning map change**.

The City of Long Beach Planning and Development Commission, PO Box 929, Long Beach, MS 39560, has filed an application for a Zone Map change in accordance with the Comprehensive Long Beach Unified Land Ordinance. The City is requesting to change the zoning classification from C-1 HD, Central Business High Density to C-2, General Commercial for property generally described as encompassing the East of Cleveland Avenue, South of East 5th Street, North of Kerr Street and West of Douglas Avenue.

A map of the subject area will be available for view in the Building Official's Office located in City Hall, 201 Jeff Davis Avenue, until 1:00 p.m. the day of the public hearing.

The purpose of this proposed change is to promote uniformed development and improve public safety, thereby enhancing the quality of life for all Long Beach residents. A public hearing to consider the above zoning map change will be held in the City of Long Beach, Mississippi 39560, Thursday, January 25, 2018, at 5:30 p.m., in the Long Beach City Hall located on Jeff Davis Avenue.

The City encourages all residents, groups and organizations to contact the City if they have any questions concerning the petition.

/s/ signed
Chairman
Planning Commission

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**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared before me, VERONICA HOWARD, known to me to be the Minutes Clerk of the City of Long Beach, Mississippi, Planning Commission, who being by me first duly sworn, deposes and says on oath as follows, to-wit:

1. That she is the duly appointed and acting Minutes Clerk of the City of Long Beach, Mississippi, Planning Commission;

2. That in such capacity, she is responsible for mailing Notices of Public Hearing for the purpose of notifying property owners within One Hundred Sixty Feet (160'), excluding public right of ways, of the subject property, when applications for zoning map changes, variances, appeals, etc., are filed, all as stipulated in The Zoning Ordinance Number 598 of the City of Long Beach; and other matters pertaining to such public hearings and the business of the Planning Commission in and for the City of Long Beach;

3. That on January 4, 2018, she did cause to be mailed, Notice of Public Hearing, a copy of which is attached hereto, to 50 (fifty) property owners within 160' of the property encompassing the East of Cleveland Avenue, South of East 5th Street, North of Kerr Street and West of Douglas Avenue notifying them that a public meeting will be held, January 25, 2018, to consider an application for a zoning map change filed by the City of Long Beach Planning and Development Commission.

Given under my hand this the 4th of January, 2018.


STACEY DAHL, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 4th day of January 2018.


NOTARY PUBLIC

~~My Commission Expires~~



**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

408 GULFVIEW LLC 1013 N CAUSEWAY BLVD STE 201 METAIRIE LA 70001	TODD BABIN 3957 GRILLETTA CT MARRERO LA 70072	BAYWATCH SUITES INC 211 MILLER ST VICKSBURG MS 39180
BIG GUYS DEVELOPMENT LLC 323 E NORTH ST PASS CHRISTIAN MS 39571	ROBERT & TOMMIE BRACE 317 4 TH ST LONG BEACH MS 39560	ROY & JEWELL BREAUX 717 KEENEY ST HOUMA LA 70364
PAUL & RAMONA BULLOCK 18065 COMMISSION RD LONG BEACH MS 39560	RENEE BYKOWSKI 8930 WEST EDGERTON AVE GREENDALE WI 53129	JAMES & ROBERTA CLARK 114 S WRIGHT AVE LONG BEACH MS 39560
EDWARD COHEN 12056 MOBILE AVE GULFPORT MS 39503	CAROL JANET WALKER CUEVAS 330 4 TH ST E LONG BEACH MS 39560	CARROLL DICKENS 230 5 TH ST E LONG BEACH MS 39560
KATHERINE EVANS 18082 CYPRESS CT GULFPORT MS 39503	HELEN FAYARD 5585 DAURO RD LONG BEACH MS 39560	GLCL YEAGER LLC PO BOX 1222 LAPLACE LA 70069
HARRIS RESTAURANT PROPERTIES LLC 10 BRIARWOOD CR LONG BEACH MS 39560	SYBIL LEDET HARRISON 11 PLACE LAFITTE MADISONVILLE LA 70447	DONALD & SHIRLEY HEADLEY 2194 COUNTY RD 59 PRATTVILLE AL 36067
DEBORAH JOYCE HODA 88118 KIPAPA WAY DIAMONDHEAD MS 39525	JIMMIE & LILLIAN HOLBROOK 109 AFTON WAY CLINTON MS 39056	BARNEY HILL PO BOX 825 LONG BEACH MS 39560
PHILIP HRABAR 1822 DUBLIN ST NEW ORLEANS LA 70018	GEORGE & KELLY INGRAM 12520 ALYSHA DR DENHAM SPRINGS LA 70726	TOM & BESS ISON 147 LAKE HAMPTON DR HAMPTON GA 30228
JEL INVESTMENTS LLC PO BOX 779 LONG BEACH MS 39560	JL HOLDINGS LLC BISHOP RANCH 8 3000 EXECUTIVE PRKWY ST 515 SAN RAMON CA 94583	JOANNE & ROBERT WEIGLE REV TRUST 2300 S 48 TH #1 LINCOLN CA 68506
JASON JOHNSON 121 YUCCA DR LONG BEACH MS 39560	JASON JOHNSON 301 5 TH ST E LONG BEACH MS 39560	ANN KITCHINGS REVO TRUST 1409 COVINGTON DR WOODWAY TX 76712
WONALD & CATHERINE KOWALEWSKI 15726 ALAMOGORDO HELOTES TX 78023	LI ANNA FEN YAU & KUNG CHIA 5701 CENTRE AVE APT 802 PITTSBURGH PA 15213	MICHAEL MCCANN 105 BERWICK CR LAFAYETTE LA 70508
MCDONALDS CORP 6520 SUNPLEX DR OCEAN SPRINGS MS 39564	DENNIS & KATHLEEN MELANDER 1026 WARWICK NECK AVE WARWICK RI 02889	NORRENE O'MALLEY 3033 EAST DEVONSHIRE AVE UNIT 2024 PHOENIX AZ 85016-5897
DIANE PIPER 18220 COMMISSION RD LONG BEACH MS 39560	ALPHONSE & ALLISON MARIE POILLION 230 2 ND ST E LONG BEACH MS 39560	DAVID & LINDA POWELL 504 GULF VIEW AVE LONG BEACH MS 39560
TOOTSIE POWERS 8173 PINE LAKE RD JACKSONVILLE FL 32256	REALTY TRUST GROUP 2300 SOUTH 48 STE 1 LINCOLN NE 68506	BARBARA SEAMAN REV LIVING TRUST 282 BIG LAKE RD APT 28 BILOXI MS 39531
LORRAINE SCHIRO 103 MAPLE COVE LONG BEACH MS 39560	MATTHEW & ANITA YNN SCOTT 982 B CEDAR HILL RD MADISON MS 39110	TERRY & DONNA SMITH 102 NEW LONDON DR LAFAYETTE LA 70508
JOHN OBEIRNE SNEED 114 DRIFTWOOD DR LONG BEACH MS 39560	SOUTHERN PARADISE LLC PO BOX 1612 LONG BEACH MS 39560	SHIRLEY STEEN 25171 JOHNNY C OWENS RD HOLDEN LA 70744
CHARLES WAMBOLT 420 3 RD ST E LONG BEACH MS 39560	DEMPSEY & DEBBIE WEDGEWORTH 156 FOUNTAINS BLVD BRANDON MS 39047	

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING**

LONG BEACH PLANNING and DEVELOPMENT COMMISSION

The Clerk reported that she did cause to be published in the Sun Herald, a newspaper with general circulation in the City of Long Beach, and published in Harrison County, Legal Notice and Public Hearing, as evidence by the Publisher's Proof of Publication as follows:

Proof of Publication

STATE OF MISSISSIPPI

COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared Crista Brackett who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a newspaper published in the city of Gulfport, in Harrison County, Mississippi, and the publication of the notice, a copy of which is hereto attached, has been made in said paper 1 times in the following numbers and on the following dates of such paper, viz:

- Vol. 134 No., 98 dated 9 day of Jan, 2018
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____
- Vol. _____ No., _____ dated _____ day of _____, 20____

Affiant further states on oath that said newspaper has been established and published continuously in said county for a period of more than twelve months next prior to the first publication of said notice.

Crista Brackett

Clerk

Sworn to and subscribed before me this 9 day of

Jan A.D., 2018
Meri A. Jackson

Notary Public

**LEGAL NOTICE
PUBLIC HEARING**
In accordance with Article XXV of the Comprehensive Long Beach Unified Land Ordinance (588) of the City of Long Beach, Mississippi (2013) as amended, notice is hereby given advising that the Planning and Development Commission for the City of Long Beach will hold a public hearing for the purpose of considering a zoning map change.
The City of Long Beach Planning and Development Commission, PO Box 929, Long Beach, MS 38660, has filed an application for a Zoning Map Change in accordance with the Comprehensive Long Beach Unified Land Ordinance. The City is requesting to change the zoning classification from C-1 HD, Central Business High Density to C-2, General Commercial for property generally described as encompassing the East of Cleveland Avenue, South of East 5th Street, North of Horn Street and West of Douglas Avenue.
A map of the subject area will be available for view in the Building Official's Office located in City Hall, 201 Jett Davis Avenue, until 1:00 p.m. the day of the public hearing. The purpose of this proposed change is to promote unincorporated development and improve public safety, thereby enhancing the quality of life for all Long Beach residents. A public hearing to consider the above zoning map change will be held in the City of Long Beach, Mississippi 38660, Thursday, January 25, 2018, at 5:30 p.m., in the Long Beach City Hall located on Jett Davis Avenue.
The City encourages all residents, groups and organizations to contact the City if they have any questions concerning the petition.
At signed:
Chairman
Planning Commission
ADVB
1807000

*The Sun Herald has been deemed eligible for publishing legal notices in Jackson County to meet the requirements of Miss. Code 1972 Section 13-3-31 and 13-3-32



**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

The Commission Chairman asked for anyone speaking in opposition of the request, no one came forward to be heard.

The Commission Chairman asked for anyone speaking in favor of the request, the following was submitted for the record:

PUBLIC COMMENTS IN FAVOR	
SUBJECT MATTER: <u>ZONE CHANGE - FROM C-1 HD, COMMERCIAL HIGH DENSITY TO C-2 GENERAL COMMERCIAL - PROPERTY LOCATED EAST OF CLEVELAND, NORTH OF KERR ST, SOUTH OF EAST 5TH ST & WEST OF DOUGLAS AVE.</u>	
ADDRESS: _____ Tax Parcel _____	
APPLICANT: <u>CITY OF LONG BEACH PLANNING COMMISSION</u>	
<ul style="list-style-type: none"> ➤ All comments shall be directed to the Chairman when recognized. ➤ Comments of a personal nature regarding individual members of the Planning / Zoning Board, City staff and/or personnel, other citizens, disruptive comments or improper actions will not be permitted. ➤ Except as otherwise directed by the Chairman, public comments will not be permitted before or after the allotted time. ➤ Disruption of the public hearing will be cause for removal from the public meeting. 	
PLEASE PRINT	
NAME / ADDRESS / PHONE	COMMENT
1 <i>P.O. Box 396 Long Beach</i> <i>Phonda deBauette Mrs.</i>	
2 <i>P.O. Box 396</i> <i>Kelly deBauette Long Beach</i>	
3 <i>501 Kallace</i> <i>Jubil Harrison Long Beach</i>	
4 <i>317 E Fourth LB</i> <i>Tommy Bruce 901-490-4191</i>	
5 <i>501 Kallace</i> <i>Joe R. Hunter Long Beach</i>	
6 <i>Matthew Scott</i>	
7	
8	
9	
10	

City of Long Beach
Planning Commission - Public Hearing

Date: January 25, 2018

MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

* * *

Commissioner Seal made motion, seconded by Commissioner Carrubba and unanimously carried to close the public hearing.

* * *

After considerable discussion Commissioner Seal made motion, seconded by Commissioner Carrubba and unanimously carried recommending approval of the zone change as submitted.

Be it remembered that a regular meeting before the Long Beach Planning and Development Commission, Long Beach, Mississippi, was begun at 5:30 o'clock p.m., Thursday, the 25th of January 2018, in the Long Beach City Hall Meeting Room, 201 Jeff Davis Avenue, in said City, and the same being the time, date and place fixed for holding said meeting.

There was present and in attendance on said Commission and at the meeting the following named persons: Commission Chairman Frank Olaivar, Commissioners Shawn Barlow, Judy Wood, Chris Carrubba, Eddie Seal, Mark McMillan, Mike Gundlach, Randy Fischer, Planning Consultant/Advisor Bill Hessel, and minutes Clerk Veronica Howard.

Absent the meeting was Commissioner Jeff Hansen.

There being a quorum present and sufficient to transact the business of this meeting, the following proceedings were had and done.

Commissioner Carrubba made motion, seconded by Commissioner Hansen and unanimously carried to approve the regular meeting minutes of January 11, 2018, as submitted.

It came for discussion under unfinished business public and/or private ingress/egress, perpetual easements and rights-of-way.

No action was taken.

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

It came for discussion under unfinished business, tabled from the December 14, 2017 meeting, a tree removal request for a Magnolia tree for property located at 709 Dogwood Drive, tax parcel 05110-03-008.000 submitted by Phillip Kies.

Submitted for the record Kimberly Lentz's, President of the Long Beach Tree Board, and Jim Heinzel's, Certified Arborist, recommendation.

MEMORANDUM

Date: January 17, 2018

To: City of Long Beach

From : Long Beach Tree Board

Re: Tree Removal 709 Dogwood Drive

The Magnolia tree is large and healthy, but it has created cracks in the driveway. The homeowner believes the tree roots are creating dangerous conditions. Although it would be preferable to find an alternative to destroying the tree, personal safety is paramount. I do not object to removal of the tree, but I would suggest that other members of the tree board be consulted.

Kimberly Lentz

MINUTES OF JANUARY 25, 2018
REGULAR MEETING

LONG BEACH PLANNING and DEVELOPMENT COMMISSION

Veronica Howard

From: Jim Heinzl
Sent: Thursday, January 18, 2018 1:42 PM
To: Veronica Howard
Subject: Re: Tree Removal

I looked at it this morning. I believe the yard was watered too much when the tree was young. That would explain why all the roots are on top of the ground. Also it has a bad structure with the co-dominant trunks. Kimberly is right in that safety must prevail and it is breaking the concrete.

I would say to let her take it down.

Thanks, Jim

Sent from my iPhone

On Jan 18, 2018, at 1:08 PM, Veronica Howard <veronica@cityoflongbeachms.com> wrote:

Jim are you able/willing to look at this tree and confirm and/or give your opinion as an arborist? Please let me know.

Thank you.

After considerable discussion and review of the aforementioned recommendations from the City of Long Beach Tree Board and Certified Arborist Jim Heinzl, Commissioner Carrubba made motion, seconded by Commissioner Seal recommending denying the request to remove the tree.

The question being put to a roll call vote by the Commission Chairman, the results were as follows:

Commissioner Barlow	voted	Nay
Commissioner Hansen	voted	Absent, not voting
Commissioner Wood	voted	Aye
Commissioner Carrubba	voted	Aye
Commissioner Seal	voted	Aye
Commissioner McMillan	voted	Nay
Commissioner Gundlach	voted	Aye
Commissioner Fischer	voted	Aye

The question having received the AFFIRMATIVE vote of a majority of the Commissioners present and voting, the Commission Chairman declared the motion carried.

MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

It came for consideration a tree removal request for a Live Oak tree for property located at 1026 Hickory Drive, Tax parcel 0511J-02-037.000 submitted by Lewis Fountain as follows:



CITY OF LONG BEACH, MISSISSIPPI
201 Jeff Davis Avenue
P.O. Box 929
Long Beach, MS 39560
(228) 863-1554
(228) 863-1558 fax
APPLICATION FOR TREE PERMIT

OFFICE USE ONLY
Date Received 1/19/18
Zoning R-1
Agenda Date 1/25/2018
Check Number CASH

(Initial on the line that you've read each)

____ Routine trimming does not require a permit. The reason for pruning may include, but are not limited to, reducing risk, maintaining or improving tree health and structure, improving aesthetics, or satisfying a specific need. The City of Long Beach does recommend you obtain a licensed Arborist for your and the tree protection.

____ Any single-family Residential, Multi-Family Residential, Commercial or Industrial Zoned areas need a permit to remove a Live Oak or Magnolia tree with its root system, growing upon the earth usually with one trunk or at least eighteen (18) inches in circumference or larger, measured four and one-half (4 1/2) feet above the surface of the ground, or a multi-stemmed trunk system with a definitely formed crown.

____ Any person desiring a permit for removal of any Live Oak or Magnolia tree, shall submit this application and a filing fee of \$25.00 per parcel of land to which such application pertains.

TODAY'S DATE: 19 JAN 18

PROPERTY INFORMATION

TAX PARCEL # 0511J-02-037.000
Address of Property Involved: 1026 HICKORY
Property owner name: LEWIS FOUNTAIN
Are you the legal owner of the above property? Yes No If No, written consent from the owner is needed. Please provide a statement that no person, not listed on this application, has any interest in the title in or to the property.
Property owner address: 1026 HICKORY DR
Phone No. 228 547-8968

CONTRACTOR OR APPLICANT INFORMATION

Company Name: _____
Phone No. 228-547-8968 fax: _____
Name: LEWIS FOUNTAIN
Address: 1026 HICKORY DR

PERMIT INFORMATION

Permit for: Removal Trimming _____ Pruning _____
What is the reason the tree needs to be removed? Be specific ex. Construction, street or roadway, recreational area, patio, parking lot, diseased tree not worthy of preservation, etc.:
LIFTING DRIVEWAY & SIDE
WALK NEXT TO HOUSE

Number of Trees: 1
 Live Oak _____ Southern Magnolia

I hereby certify that I have read this application and that all information contained herein is true and correct; that I agree to comply with all applicable codes, ordinances and state laws regulation construction; that I am the owner or authorized to act as the owner's agent for the herein described work.
Lewis Fountain 19 JAN 18
Signature Date

ADDITIONAL INFORMATION REQUIRED FROM APPLICANT

(Initial on the line that you've read each)

____ TREE SITE PLAN: Please provide a map or diagram of the parcel of land, specifically designating the area or areas of proposed tree removal and the proposed use of such area. Please include the following: 1) location of all trees on the property, their size and species 2) Designate which are diseased/damaged, 3) designate which are endangering any roadway, pavement, or utility line, 4) any proposed grade changes that might adversely affect or endanger any trees on the site and specify how to maintain them 5) designate the trees to be removed and the trees to be maintained, and 5) location of existing and/or proposed structures.

____ PHOTOGRAPH: You must attach a photograph of the tree to be removed, the photo must show any damage the tree is causing.

____ OWNERSHIP: Please provide a recorded warranty deed.

____ PERMIT FEES: Upon issuance of a Tree Removal Permit, the permit fee will be as follows: For removal of a tree or trees where such removal of such tree or trees is necessitated by material damage caused by such tree or trees to permanent improvement or improvements on the parcel where such tree or trees are situated a fee of \$1.00 per tree permitted to be removed. For removal of all other trees, a fee of \$45.00 per tree permitted to be removed. As per City of Long Beach Tree Ordinance (#364) any person removing any Live Oak or Magnolia tree within the City of Long Beach, Mississippi, without a valid tree removal permit, shall be guilty of a misdemeanor; and upon conviction thereof shall be sentenced to pay a fine not less than \$300.00 nor more than \$1000.00. The removal of each tree without having first secured a valid tree removal permit shall constitute a separate offense and shall be punishable as such.

____ REPLANTING: As a condition of granting the tree removal permit, the City, acting by and through its Mayor and Board of Aldermen, may require the applicant to relocate or replace trees, but may not require the replacement of trees in a number greater than the number of Live Oak or Magnolia trees removed; trees to be of Four (4) inches caliper deciduous trees or five (5) feet in height of evergreen or Live Oak or Magnolia trees.

____ MEETING: You must attend the Planning Commission meeting, not attending may cause your permit for tree removal to be denied or withheld.

**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

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To Whom it may Concern:

Would submit to remove tree labeled in picture one to prevent further damage to sidewalk, Driveway and house foundation.

Second tree in picture one would remain, currently no evidence that it is causing any Damage.

Lewis C. Fountain
1026 Hickory Drive
Long Beach, Ms

1026 Hickory Dr



**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**



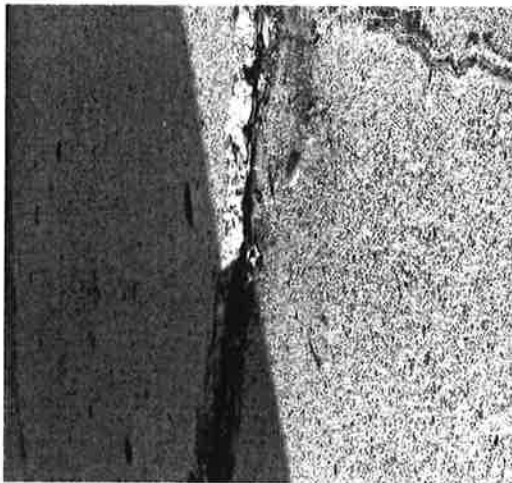
Curb Next to 1026 Hickory



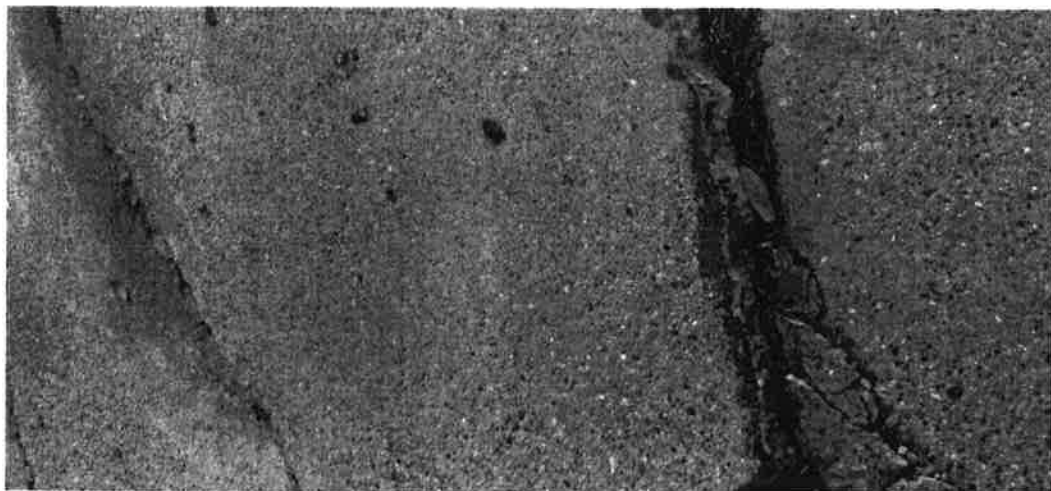
Sidewalk lift next to house



Driveway Lift



Driveway lifted by Roots of Tree



MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION

Roots Overtaking Manhole Cover



BOOK 1522 PAGE 492

STATE OF MISSISSIPPI
COUNTY OF HARRISON



First Judicial Circuit
Instrument Number 2000 8889 D
Filed 12 11 2000 2:31 P
Total Fees 1.00
Book 1522 Page 492



WARRANTY DEED

FOR AND IN CONSIDERATION of the sum of Ten Dollars (\$10.00), cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of all of which is hereby acknowledged, the undersigned, ROBERT WAYNE SIMPSON and wife, BELINDA GAY SIMPSON, 1026 Hickory Drive, Long Beach, MS 39560, (228) 864-9725, do hereby sell, convey and warrant unto WANDA G. FOUNTAIN and husband, LEWIS C. FOUNTAIN, 5037 Holly Farms Drive, Virginia Beach VA, (757) 499-8256, as joint tenants with full rights of survivorship and not as tenants in common, the following described land and property being located in the First Judicial District of Harrison County, Mississippi, being more particularly described as follows, to-wit:

Lot Fifty-Nine (59), PECAN PARK SUBDIVISION, Part Three (3), a subdivision according to the official map of plat thereof on file and of record in the office of the Chancery Clerk of the First Judicial District of Harrison County, Mississippi, in Plat Book 30 at Page 6 thereof, reference to which is hereby made in aid of and as a part of this description.

THIS CONVEYANCE is subject to any and all recorded restrictive covenants, rights-of-way and easements applicable to subject property, and subject to any and all prior recorded reservations, conveyances and leases of oil, gas and minerals by previous owners.

TAXES for the current year have been pro-rated as of this date and are hereby assumed by the Grantees herein.

WITNESS OUR SIGNATURES, on this 8th day of December, 2000.

Robert Wayne Simpson
ROBERT WAYNE SIMPSON

Belinda Gay Simpson
BELINDA GAY SIMPSON

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**MINUTES OF JANUARY 25, 2018
REGULAR MEETING
LONG BEACH PLANNING and DEVELOPMENT COMMISSION**

BOOK 1522 PAGE 493

STATE OF MISSISSIPPI
COUNTY OF HARRISON

THIS DAY PERSONALLY CAME AND APPEARED BEFORE ME, the undersigned authority in and for the jurisdiction aforesaid, ROBERT WAYNE SIMPSON and WIFE, BELINDA OAY SIMPSON, who acknowledged that the above and foregoing instrument was signed and delivered as the free and voluntary act and deed of the Grantors on the day and in the year therein mentioned.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE, THIS 24th day of December, 2018.

Cynthia D. Piquero
NOTARY PUBLIC



My Commission Expires: _____

Veronica Howard
This instrument created by eSignatures.com
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Signature: 12/24/2018 10:00:00 AM
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Submitted for the record, Jim Heinzl's, Certified Arborist and member of the City of Long Beach Tree Board, recommendation.

Veronica Howard

From: Jim Heinzl <jim@greenscapesms.com>
Sent: Wednesday, January 24, 2018 7:38 AM
To: 'Veronica Howard'
Subject: Emailing: 2018-01-24 06.28.17, 2018-01-24 06.29.00, 2018-01-24 06.30.38
Attachments: 2018-01-24 06.28.17.jpg; 2018-01-24 06.29.00.jpg; 2018-01-24 06.30.38.jpg

They have 2 live oaks in the front yard and want to remove the one closest to the drive way or the one on the east. It has a bad structure again due to the bi dominant trunk. The included bark can be seen quite a way down the trunk. This is where it will eventually split. It is probably responsible for the cracking in the driveway and along the front sidewalk to the home. Since there is another live oak adjacent, which is in better shape I would recommend that you grant the removal of this one. I have also suggested to the homeowner that they remove the lateral on the house side from the tree that will remain. It will eventually grow over the house and already has significant included bark.

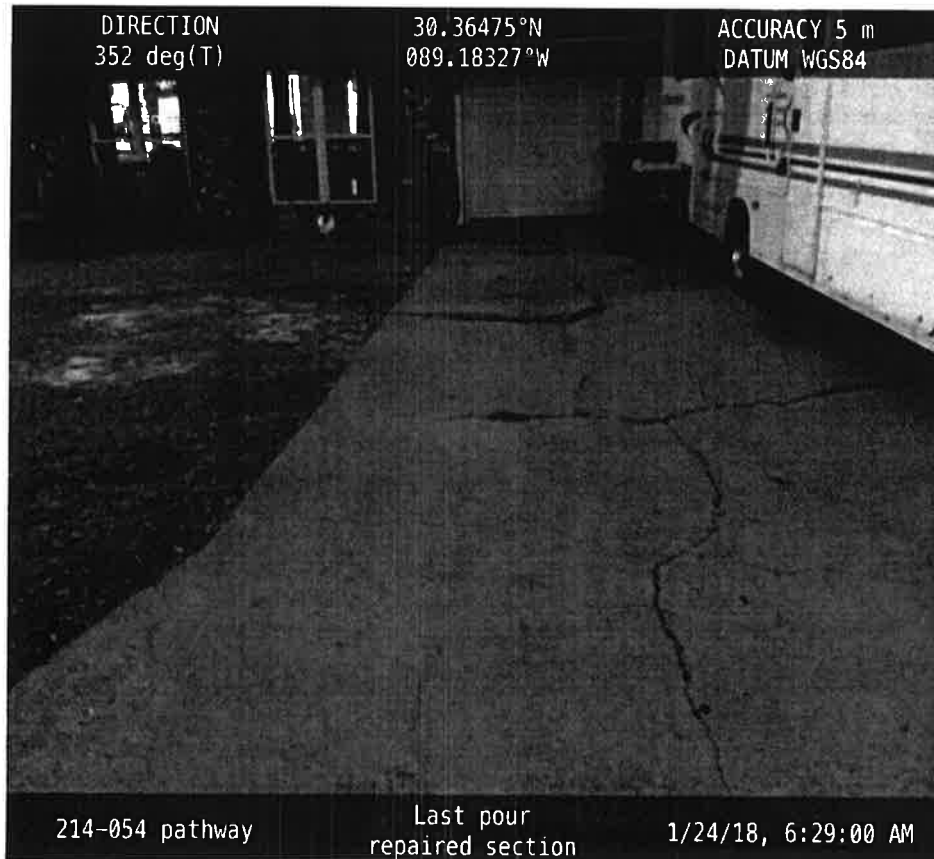
Thanks, Jim

Your message is ready to be sent with the following file or link attachments:

- 2018-01-24 06.28.17
- 2018-01-24 06.29.00
- 2018-01-24 06.30.38

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

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After considerable discussion and review of the aforementioned recommendation from Jim Heinzl, Certified Arborist and member of the City of Long Beach Tree Board, Commissioner Seal made motion, seconded by Commissioner McMillian recommending approval of the request to remove the tree.

The question being put to a roll call vote by the Commission Chairman, the results were as follows:

Commissioner Barlow	voted	Aye
Commissioner Hansen	Absent, not voting	
Commissioner Wood	voted	Aye
Commissioner Carrubba	voted	Nay
Commissioner Seal	voted	Aye
Commissioner McMillan	voted	Aye
Commissioner Gundlach	voted	Aye
Commissioner Fischer	voted	Aye

The question having received the AFFIRMATIVE vote of a majority of the Commissioners present and voting, the Commission Chairman declared the motion carried.

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It came for discussion under Development and Research available and/or vacant commercial property and buildings.

No action was taken or needed.

There being no further business to come before the Planning Commission at this time Commissioner Seal made motion, seconded by Commissioner Carrubba and unanimously carried to adjourn the meeting until the regular scheduled meeting in due course.

APPROVED:

Commission Chairman, Frank Olaivar

Date: _____

ATTEST:

Veronica Howard, Minutes Clerk