

**MINUTES OF OCTOBER 27, 2016
PLANNING COMMISSION**

Be it remembered that a regular meeting of Long Beach, Mississippi, was begun at 5:30 o'clock p.m., Thursday, the 27th day of October 2016, 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 Donald Frazer, Randy Fischer, Jim Heinzl, Chris Carrubba, Debra Cook, and minutes Clerk Veronica Howard.

Commissioners Jeff Hansen, Nicholas Brown and Ron Robertson were absent the meeting.

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

Commissioner Fischer made motion seconded by Commissioner Cook and unanimously carried to approve the regular meeting minutes of October 13, 2016 as submitted.

It came for consideration under old business discussion regarding amending the zoning ordinance to allow special use permits in all zoning districts.

No action was taken.

It came for consideration under old business, tabled from the September 8, 2016 public hearing, to allow the applicant time to review the recommendations discussed in the public hearing, a variance request for tax parcel #0512I-01-051.011 submitted by Chris Patrick.

No action was taken.

It came for discussion to amend the zoning ordinance 598 section 143 to add "setback requirements for accessory structures from other buildings."

No action was taken.

It came for discussion to amend the zoning ordinance 598 to add "no accessory structure shall be erected in any required front yard."

No action was taken.

It came for discussion to amend zoning ordinance 598 to add "no accessory structure without primary structure."

No action was taken.

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10/26/2016

Harrison County Online! Harrison County Mississippi

2016 Landroll Information

RUFFO RAYMOND R & BARBARA H
511 N FORREST AVE LONG BEACH, MS 39560

Physical Street Address:
511N FOREST AVE

Parcel #:	PPIN	Tax District	Homestead Exp.	Judicial Dist.
0511J-02-059.000	41438	3L	Special	1

Supervisor District:	Subdivision:
3	PECAN PARK PART 3

Exemption Code
Non-Exempt

Section	Township	Range
10	08	12

Instrument Number(s)

2015-0005899-D-J1, 2013-0003359-D-J1, 1538/0282, 1538/0003, 1534/0037, 1532/0557, 1532/0139, 0851/0626

Acres	Land Value	Improvements	Total Value	Assessed Value
0	23000	81832	104832	10483

Legal Description
LOT 38 PECAN PARK PART 3

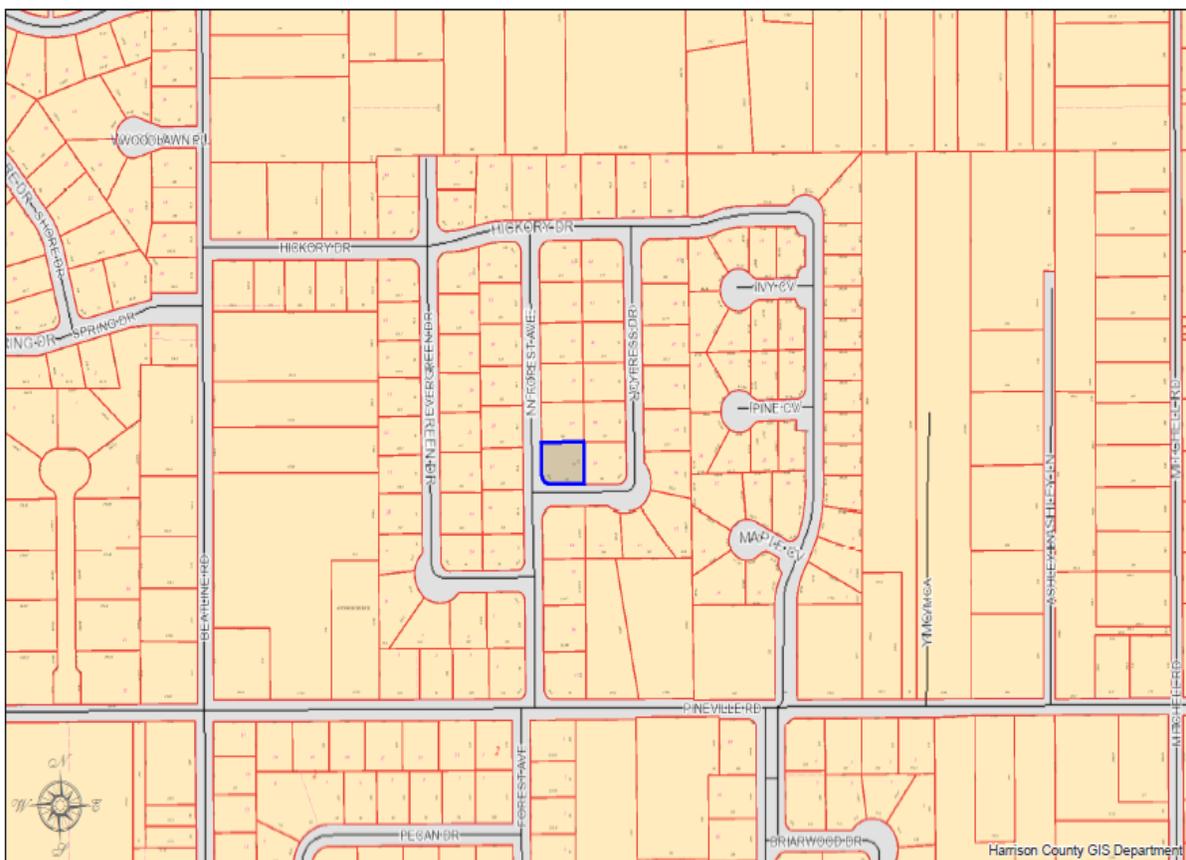
There are 1 building description records attached to this parcel.

Building 1 (Primary)

Year Built:	1975
Base Square Feet:	1616
Second Floor Area:	0

[Click Here To Print](#) | [Close Window](#)

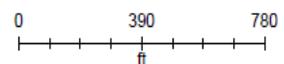
511 N FOREST AVE - 0511J-02-059.000



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 FLURY, TAX ASSESSOR.

MAP DATE: October 25, 2016



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In accordance with the City of Long Beach Tree Ordinance, Commissioner Jim Heinzl, Certified Arborist made a motion seconded by Commissioner Frazer and unanimously carried recommending removal of the Live Oak tree, stating the tree is diseased and in decline.

It came for consideration under new business a Variance Request from the City's Sidewalk Ordinance No. 615 for property located at 312 East 3rd Street, tax parcel #0612A-04-042.000 submitted by John and Matthew Pav as follows:

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CITY OF LONG BEACH
201 Jeff Davis Avenue/ PO BOX 929
Long Beach, MS 39560
(228) 863-1554 office
(228) 863-1558 fax

Office use only
Date Received 10/11/2016
Zoning R-1
Agenda Date 11/10/2016
Check Number 1089

APPLICATION FOR
SPECIAL-USE APPROVAL

I. Tax Parcel Number(s): 0612A-04-042.000
II. Address of Property Involved: 312 E. Third Street Long Beach MS

III. Statement clearly explaining the request being made. (Attach supplemental pages if necessary.)
We are asking for a variance to NOT install a sidewalk on our property. There are no sidewalks in front of every house plus it would damage roots on a 300 year old majestic oak sitting at the street

****PLEASE COMPLETE THE FOLLOWING:**

- A. Describe any special condition that justify the granting of this request and that are peculiar to the property and do not apply to other properties in the general area. What are the reasons for the request and why the applicant cannot meet the stated code requirement? NO OTHER SIDEWALKS ON ANY PROPERTIES ON BOTH SIDES OF STREET. OURS WOULD BE THE ONLY ONE
② A 300 year old oak is situated right where the construction of said sidewalk would be causing harm or death to the tree (Live Oak)
- B. Describe how the special condition discussed above is not the result of actions taken by the applicant. Show that the applicant did not cause the need for this request. WE DID NOT PUT THE 300 Y/O LIVE OAK IN THIS LOCATION (OBVIOUSLY)
- C. Show that an unnecessary hardship exists due to the character of the property and that this hardship makes the request necessary. State what hardship is caused if the applicant is required to meet code requirements? What is the result of this hardship? What would result if the Zoning Board denied this request?
HARDSHIP WOULD CAUSE THE LIVE OAK TO DIE PLUS INJURIES WHEN PERSONS STEP OFF THE ONLY SIDEWALK TO GROUND
- D. Show that denial of this request will deprive the applicant of rights commonly enjoyed by other properties in the general area and that the granting of this variance request will make possible the reasonable use of land while not conferring any special privilege. Outline how the subject of the variance is common in the area and if the applicant were to be denied this variance a right would be taken away which is granted to other properties. State how the variance makes reasonable use of the existing land and why the same action cannot be done in a way that does not require a variance. Show that granting of this variance does not give the applicant any special privileges that the properties in the area would find desirable. WE WOULD HAVE THE ONLY SIDEWALKS GOING TO NOWHERE!
THE LOSS OF THE MAJESTIC OAK WOULD BE A LOSS OF VALUE TO THE PROPERTY & ITS CHARACTER

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IV. REQUIRED ATTACHMENTS:

- A. **Interest and Ownership.** The applicant's name, address and interest of every person, firm or corporation represented by the applicant in the application, the name of the owner or owners and their respective addresses of the entire land area proposed to be changed in classification or to be included within the structures then existing thereon, and sufficient evidence to establish that the applicant has the right of possession to the land area and structures, the names and address of all owners of adjacent property (exclusive of the width of intervening streets, alleys, or bodies of water). Claims of support or "no objection" from owners of adjoining property should be substantiated in writing or by the appearance of such owner(s) at the hearing. Such support is usually considered material but not conclusive.
- B. **Survey and Site Plan.** a site plan showing the land area which would be affected, easements bounding and intersecting the designated area, the locations of existing and proposed structures with supporting open facilities, and the ground area to be provided and continuously maintained for the proposed structure or structures;
- C. **Recorded Warranty Deed.** A deed which includes a legal description of the specific piece of property involved in the request. If, several parcels are included in a request, individual parcel deeds AND a composite legal description of all parcels involved in the request must be provided.
- D. **Fee.** Attach a check in the amount of \$100.00. This check should be made payable to the **City of Long Beach** to cover administrative cost. You will also be responsible to actual costs, such as advertising and mailing incurred with the processing of your application.

*****NOTE*** APPLICATION WILL NOT BE ACCEPTED WITHOUT THE ABOVE LISTED DOCUMENTS.**

V. OWNERSHIP AND CERTIFICATION:

READ BEFORE EXECUTING, Attendance by the applicant(s) at the public hearing is mandatory; however, the applicant may designate a representative to attend the public hearing on his/her behalf, provided said representative has been properly designated to speak on the applicant's behalf either by written permission or oral designation by the applicant at the Public Hearing. If a continuance is to be granted, the applicant must request same in writing a minimum of seven (7) days in advance of the scheduled public hearing. The applicant acknowledges that, in signing this application, all conditions and requirements inherent in the process have been fully explained and understood, including the timetable for processing the application, the completed application with all necessary documents and payments must be returned to the Planning office not later than 21 days before the 2nd or 4th Thursday of each month. Receipt of fee(s) does not constitute receipt of a completed application.

Ownership: I the undersigned do hereby agree to all the rules and regulations as set forth in the Long Beach Zoning Ordinance and also agree to pay all fees and charges as stated.

Tyler PAU
Name of Rightful Owner (PRINT)

Matthew PAU
Name of Agent (PRINT)

136 Destiny Oaks
Owner's Mailing Address

136 Destiny Oaks
Agent's Mailing Address

Long Beach Ms 39560
City State Zip

Long Beach Ms 39560
City State Zip

228-596-9110
Phone

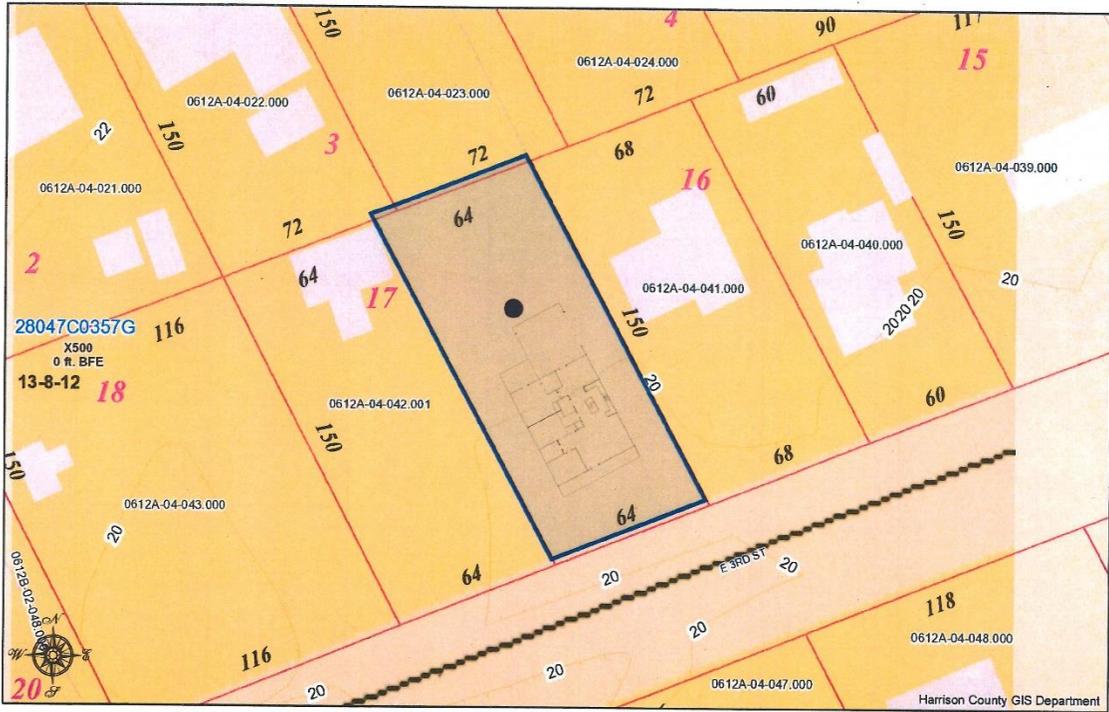
228-860-4660
Phone

[Signature] 10-7-16
Signature of Rightful Owner Date

[Signature] 10/7/16
Signature of Applicant Date

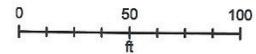
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312 E 3rd St



HARRISON COUNTY, MISSISSIPPI

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TAL FLURRY, TAX ASSESSOR.
MAP DATE: May 14, 2016



NOTES:

- 1.) STATE PLANE COORDINATES AND BEARINGS SHOWN HEREON ARE DERIVED BY COMBINATION OF GPS STATIC OBSERVATION AND EARL DUDLEY, INC. RTK NETWORK, AND ARE BASED ON SPC (2301 MS E).
- 2.) ELEVATIONS SHOWN ARE BASED ON NAVD88, GEIOD 2009.
- 3.) THIS SURVEY HAS BEEN PREPARED BY INFORMATION PROVIDED BY CLIENT AND LIMITED RESEARCH IN COURTHOUSE WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT. THIS SURVEY MAY NOT SHOW ALL EASEMENTS AND OTHER RESTRICTIONS OF RECORD. SURVEYOR WILL BE MADE AVAILABLE TO ADD SUCH FEATURES TO THIS SURVEY IF A CURRENT TITLE REPORT OR ABSTRACT OF TITLE IS PROVIDED TO HIM BY PROPER AUTHORITY.
- 4.) UNLESS OTHERWISE NOTED THIS SURVEY IS LIMITED TO ABOVE GROUND AND VISIBLE UTILITIES. A MISSISSIPPI ONE CALL SHOULD BE MADE BEFORE ANY DIGGING @ 1-800-227-6477.
- 5.) BUILDING SETBACKS, ELEVATIONS, WETLAND DETERMINATION AND ET CETERA TO BE PRESCRIBED BY APPROPRIATE GOVERNING BODIES.

LEGEND:

- ⊗ --- IRON ROD FOUND
- ⊖ --- IRON PIPE FOUND
- --- IRON ROD SET
- ⊗ --- SPIKE FOUND
- △ --- SPIKE SET
- ⊗ --- CONCRETE MONUMENT FOUND
- --- CONCRETE MONUMENT SET
- ⊗ --- LIGHT TARD KNOT FOUND
- (M) --- AS MEASURED
- (R) --- AS PER RECORD
- APP --- AS PER PLAT
- IRF --- IRON ROD FOUND
- IRS --- IRON ROD SET

REFERENCE MATERIALS:

- 1.) RECORDED SUBDIVISION PLAT
- 2.) HARRISON COUNTY MAPPING INTERFACE

DESCRIPTION:

THE EAST ONE-HALF OF LOT EIGHTEEN (17), BLOCK SIX (6) IN ORIGINAL LONG BEACH, ACCORDING TO THE "PORTER'S MAP" THEREOF RECORDED IN BOOK 11 AT PAGE 6 OF THE PLAT BOOK RECORDS IN THE OFFICE OF THE CHANCERY CLERK OF THE FIRST JUDICIAL DISTRICT OF HARRISON COUNTY, MISSISSIPPI.

THIS IS TO CERTIFY THAT I HAVE MADE A SURVEY OF THE PROPERTY SHOWN HEREON AND THAT ALL DIMENSIONS AND OTHER DATA SHOWN ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

CLIFFORD A. CROSBY, P.L.S. DATE



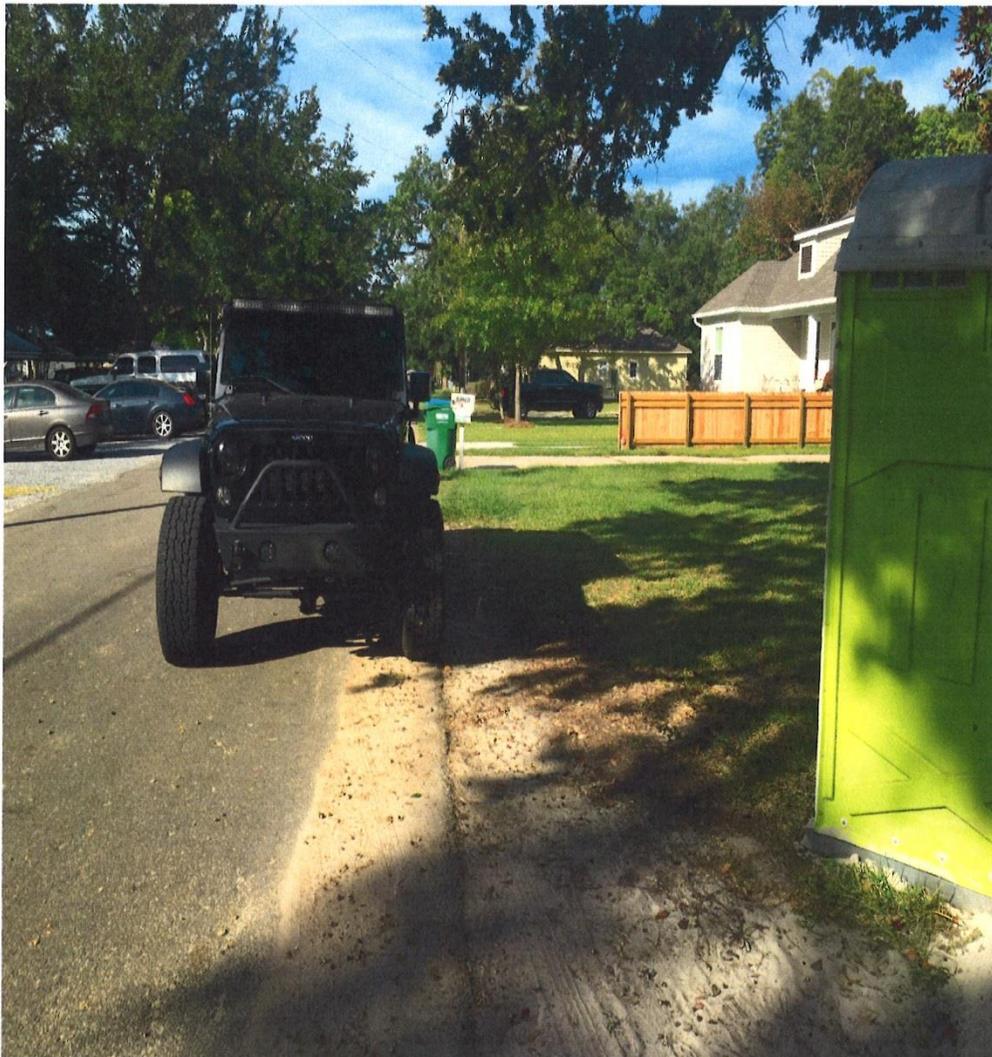
THIS PROPERTY IS LOCATED IN F.I.R.M. ZONE "X500" ACCORDING TO

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312 E 3rd St - Tax Parcel # 066A-04-042.000

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312 E 3rd St - Tax Parcel # 062A-04-042.000

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312 E 3rd St - Tax Parcel # 01062A-04-042.000

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Gail Pav *for Tyler Pav*
312 E. 3rd St.
Long Beach, MS 39560

After looking at the lot at the above address I have the following recommendations.

There are 4 live oaks (*Quercus virginiana*) on the property. A very large and majestic one in the front west corner which is approx. a 60" tree. Another in the middle of the property is approx. 32", one to the NW of it which is approx. 36" and the last is towards the back and on the west property line which is approx. 30".

They are looking to build a small cottage on the property which would require removal of the live oak in the middle or the 32" tree. There are several things to be mindful of in construction around oak trees. The root zone is about 1' in radius for every 1" of diameter. This means that the large oak in front has a root zone extending 60' out from the trunk all the way around. A protective fence would need to be installed as close to this point or the dripline as possible. Nothing can be stored in this zone and no equipment would be allowed in the zone. Compaction of the soil is a big problem. Any fill needs to be minimal and kept as far from the tree as possible. Only 1" per year of fill can be installed over the root zone. Also no washing of equipment, including paint and drywall compounds. Some of the root zone will be encountered but as long as it is kept to no more than 30% of the root zone it will not be a problem. All of these steps need to be taken with each tree wanting to be kept.

There is a substantial amount of ivy growing on the large oak tree. This needs to have 3 to 4' of the vine cut. The top of the vine will die off, dry and eventually fall off. The bottom section of vine may persist on growing and can be sprayed with a glyphosate-based, ready to use herbicide labeled for use on vines. This should be applied when the vines are actively growing which would be anytime but winter. It would also be good to remove all the dead branches from the trees being kept. Other than that use some 0-0-60 potassium (potash) around the trees twice a year and everything should be great.

If you need anything don't hesitate to give me a call.

Thanks, Jim

Jim Heinzl
Certified Arborist #SO-5803A
GreenScapes Property Management LLC
110 Driftwood Drive
Long Beach, MS 39560
228.493.3223
jim@greenscapesms.com
Website:
www.Greenscapesms.com
Bend Like a Willow Break Like an Oak

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Tree Articles

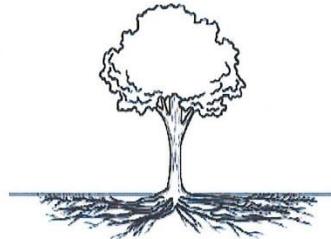
- Base Investigation – Air-Spade
- Cotton Root Rot
- Dangers of Root Disturbance
- Deep Root Fertilization
- Foundations, Trees, and Soils
- Ganoderma
- Hypoxylon Canker
- How to age a tree?
- Mistletoe
- Oak Wilt & Injection Process
- Dangers of Over Pruning
- Recommended Trees
- Woodpecker Damage

Dangers of Root Disturbance

All trees are sensitive to root disturbance. Examples include construction, landscaping, sprinkler installation, and grade changes. The effects of these changes on existing trees can be quite devastating and can take five to ten years to become fully visible.



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Tree Root Structure. Source:
International Society Of Arboriculture

To understand how trees are affected by root disturbance it is important to understand the structure of a tree's root system. Ninety percent of the root system is located in the first 12 to 18 inches of soil. The roots extend radially from the trunk one to two times the height of the tree.

During construction, the root system is cut to install foundations, sidewalks, driveways, utilities, pools, landscape beds, and irrigation systems. The closer to the tree the construction occurs, the more destructive it is.

QUICK CONTACT

Please enter your information

Name

Email

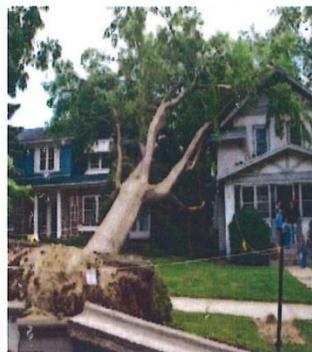
Phone

Message

I am an Existing Client

I am a New Client

GET A HOLD OF US



Tree After Roots Are Cut. (Joseph O'Brien,
USDA Forest Service)

Need expert advice? Contact one of our Certified Arborists today.

THERE ARE TWO MAIN TYPES OF TREE ROOTS:

1. Structural Roots

These roots anchor the tree and keep it from falling over. The structural roots begin at the base of the tree called the root flare. They grow mostly horizontally in the soil and taper in diameter as they move away from the tree. The cumulative mass of the root system keeps the tree upright, not just the tap root. The tap root can dissipate over time and is replaced with a series of sinker roots (smaller tap roots) through the entire rootzone. In conclusion, the closer to the trunk roots are cut, the higher the probability the tree will be unstable and fall over. A good rule of thumb is to stay approximately 6" to 12" from the trunk for every inch in diameter the tree is at DBH (diameter at breast height or 4.5' above grade). For example, a 16" Live Oak requires a



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construction free distance of 8' to 16' from the trunk. Your certified arborist can assist you in deciding the critical distance depending on your individual situation.

2. Feeder Roots

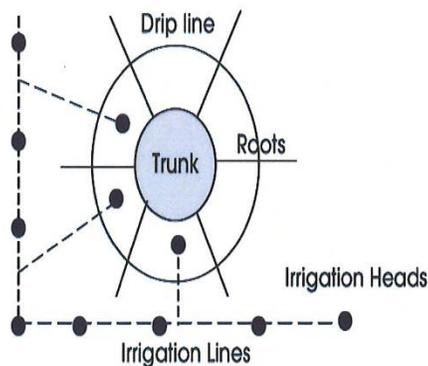
These roots are the small fibrous roots that absorb water and minerals. The more of these roots that are destroyed, the more the tree's ability to feed itself is impacted. Cutting roots is not the only way these roots are killed. Damage also occurs through compaction of the soil from heavy equipment repeatedly driving over the root zone or supplies being stored under the tree. Compaction of the soil reduces the pore space between soil particles, eliminating the oxygen in the soil which causes root death. Signs of feeder root damage are small pale colored leaves, leaves turning brown on the edges or shedding early, and the tips of the limbs dying over time.



Root damage from construction

In general, it is recommended not to remove more than 20-30% of the tree above and below ground at a given time. Tree species react differently to construction changes, but all trees take several years to acclimate and recover.

The most common damage following construction is from irrigation installation and over-watering. Sprinkler installation can cause just as much damage as initial construction due to the amount of trenching in the root zone. When laying out sprinkler lines, limit the trenching across the root zone under the trees. Radial trenching can aid in this process.



EXAMPLE OF RADIAL IRRIGATION INSTALLATION

After all of the construction is completed and the irrigation is installed, it is critical to not over water the existing trees. Most of our native trees are adapted to dry conditions and are adapted to receiving approximately 30" of rain a year. When an increase in water occurs, the soil can stay saturated, reducing the amount of oxygen. Roots

begin to rot in this anaerobic condition, and trees can decline or die. Clay soils stay saturated longer than sandier soils. It is recommended to limit watering to 1" of water a week during the growing season including rainfall. This allows the soil to be moistened and then dry out, mimicking our region's natural rainfall pattern. Remember slope, drainage, rainfall, and sun exposure will vary the frequency and duration of the sprinkler system schedule. It is also helpful to match the water requirements of what you plant under the trees to the trees themselves. For example, planting Impatiens or Azaleas (requiring frequent watering) under a Red Oak (preferring dryer soils) will damage the Red Oak over time.

Need expert advice? [Click or call today.](#)

GUIDELINES FOR TREE PROTECTION

Before Construction:

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- Meet with your Certified Arborist
- Select trees that can be saved
- Follow your city's tree and landscape ordinances
- Consider access of construction crews and supply holding areas
- Install protective fencing around trees
- Begin getting trees as healthy as possible (fertilization & other possible treatments)



During Construction:

- Maintain protective fencing
- Maintain access paths and supply holding areas. If these areas exist over trees roots, put a thick layer of mulch (6"-12" deep) down to reduce compaction and remove mulch from access path after construction.
- Mulch trees in protected areas (2"-4" deep)
- Water appropriately
- Apply recommended fertilization and treatment programs
- Where roots are cut, make sure the cuts are smooth and straight across (paint root cuts where and when appropriate)

Following Construction:

- Keep trees mulched where possible
- Water appropriately
- Continue fertilization and treatment programs
- Set up an inspection program with your Certified Arborist to monitor progress

Improvement of the soil through fertilization is recommended to encourage new root growth. Fertilizing three to four times a year for the first few years following root damage is beneficial. Root regeneration can take many years, do not expect rapid results.

A systemic insecticide can be added to the fertilizer application to reduce insect feeding. Borers commonly attack stressed trees causing significant and irreversible damage. Active damage can be recognized as weeping fluid or sawdust on the trunk, but it is not always visible.

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This Article

Because trees are stressed during and following construction, pruning should be minimal the first few years. The more leaves and branches in the tree, the more food the tree can produce aiding in recovery. Branches causing clearance problems with houses, driveways, or streets can be pruned.

With responsible planning, implementation, and aftercare our trees can survive and thrive with the inevitable changes our urban lifestyles create.

We offer wide range of tree services. Let us know how we can help.

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16 Steel Rd, Wylie, Texas 75098
Toll-Free 1-866-552-7267
Local: 972-442-1524

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Angie's list |

angieslist.com/review/126370



MINUTES OF OCTOBER 27, 2016
PLANNING COMMISSION

E-RECORDED simplifile

Id. 2016-380-D-31
County HARRISON
Date 6/21/16 Time 11:22 AM



1st Judicial District
INSTRUMENT 2016-380-D-31
Filed/Recorded 06/27/2016 11:22 AM
Total Fees \$12.00
2 Pages Recorded

PREPARED BY AND RETURN TO RILEY LAW FIRM
JERRY D. RILEY/P O BOX 550 GULFPORT MS 39502
228-864-4311/BAR# 5359/ FILE # 37069

GRANTOR: The First Pentecostal Church of Orange Grove
PO Box 2460
Gulfport, MS 39505
228-669-7953
GRANTEE: John Tyler Pav
Stephanie Rae Pav
1912 23rd Ave
Gulfport, MS 39501
228-831-4542

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 consideration, the receipt and sufficiency of all of which is hereby acknowledged, the undersigned **THE FIRST PENTECOSTAL CHURCH OF ORANGE GROVE, INC.**, a Mississippi non-profit corporation, does hereby sell, convey and warrant unto **JOHN TYLER PAV AND WIFE, STEPHANIE RAE PAV**, as joint tenants with full rights of survivorship and not as tenants in common, the following described land and property located and being situated in the County of Harrison, First Judicial District, State of Mississippi and being more particularly described as follows, to-wit:

The East 1/4 of Lot 17, Block 6, ORIGINAL LONG BEACH, a subdivision according to the official map or 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 11 at Page 6 (Copy Book 4A at Page 365).

THIS CONVEYANCE is subject to any and all recorded restrictive covenants, rights of way, easements and the prior

reservation of any oil, gas and other minerals.

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 this date is incorrect, then the Grantor agrees to pay to the Grantee, or its assigns, any deficit on an actual proration, and likewise, the Grantee agrees to pay to the Grantor, or its assigns, any amount overpaid by it.

WITNESS THE SIGNATURE of the above corporation by its officer after first being duly authorized so to execute and deliver, this the 2nd day of June, 2016.

THE FIRST PENTECOSTAL CHURCH OF ORANGE GROVE INC.
BY: B.R. Seymour

STATE OF MISSISSIPPI
COUNTY OF HARRISON

PERSONALLY appeared before me, the undersigned authority in and for the said county and state, on this the 2nd day of June, 2016, within my jurisdiction, the within named B. R. Seymour, who acknowledged that he is Legal President of The First Pentecostal Church of Orange Grove, Inc., a Mississippi non-profit corporation, and that for and on behalf of the said corporation, and as its act and deed, he executed and delivered the above and foregoing instrument, after first having been duly authorized by said corporation so to do.

[Signature]
Notary Public

My Commission Expires: _____



MINUTES OF OCTOBER 27, 2016 PLANNING COMMISSION

The clerk reported that notices were posted on the bulletin boards at City Hall, the Building Official's office, and the Water Department, 201 Jeff Davis Avenue; Said notice was ordered as part of these proceedings:

City of Long Beach



LEGAL NOTICE

PUBLIC MEETING

In accordance with Section 4 of the City of Long Beach Sidewalk Ordinance 587 as amended by Ordinance 615, notice is hereby given advising that the Planning Commission for the City of Long Beach will hold a public meeting for the purpose of considering a **variance**.

John Tyler Pav, 136 Destiny Oaks Boulevard, Long Beach, Mississippi 39560 has filed an application for a variance in accordance with the Long Beach Sidewalk Ordinance. The applicant is requesting a variance from the placement of a sidewalk on a newly developed lot. The tax parcel number is 0612A-04-042.000. The legal description is as follows:

The East ½ of lot 17, Block 6, ORIGINAL LONG BEACH, a subdivision according to the official map or 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 11 at Page 6 (Copy Book 4A at Page 365).

A public meeting to consider the above variance will be held in the City of Long Beach, Mississippi 39560, Thursday, October 27, 2016, 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

**MINUTES OF OCTOBER 27, 2016
PLANNING COMMISSION**

In accordance with ordinance No. 587, amended by Ordinance No. 615 the clerk reported that notices of the public meeting were sent to adjacent property owners as follows:

AFFIDAVIT

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

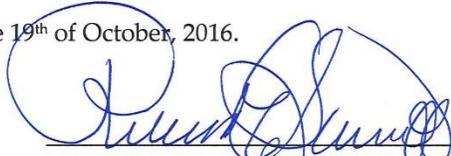
BEFORE ME, the under signed legal authority authorized to administer oaths in and for the jurisdiction aforesaid, on this day personally appeared before me, VERONICA HOWARD, known to me to be the Minutes Clerk of the City of Long Beach, Mississippi, Planning Commission, who being by me first duly sworn, 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') of the subject property, when applications for zoning map changes, variances, appeals, etc., are filed, all as stipulated in The Side Walk Ordinance Number 587, amended by Ordinance Number 615, 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 October 18, 2016, she did cause to be mailed, Notice of Public Hearing, a copy of which is attached hereto, to 17 property owners within 160' of 312 East 3rd Street – Tax Parcel No. 0612A-04-042.000 notifying them that a public meeting will be held, October 27, 2016, to consider an application for a Variance request filed by John Tyler and Matthew Pav.

Given under my hand this the 19th of October, 2016.


REBECCA E. SCHRUFF, AFFIANT

SWORN TO AND SUBSCRIBED before me on this the 19th day of October, 2016.

-My Commission Expires-


NOTARY PUBLIC



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**MINUTES OF OCTOBER 27, 2016
PLANNING COMMISSION**

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JASON WORREL
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LONG BEACH MS 39560

JAMES ALAN & KELLY WEEKS
316 3RD ST E
LONG BEACH MS 39560

SHELIA HERODES
320 3RD ST E
LONG BEACH MS 39560

HELEN MEADOWS -TRUSTEE-
311 2ND ST E
LONG BEACH MS 39560

GREG & JUDY SPINNEY
319 2ND ST E
LONG BEACH MS 39560

ADEEB HARB & FRANKIE HAVARD
130 DESTINY OAKS DR
LONG BEACH MS 39560

MICHAEL & KRISTY BROWN
307 2ND ST E
LONG BEACH MS 39560

JOHN HENDERSON
305 2ND ST
LONG BEACH MS 39560

BARLOW BUILDERS INC
PO BOX 3296
GULFPORT MS 39505

ROGER DALE & ANDREA HAMMACK WADE
18075 DANA HILLS RD
GULFPORT MS 39503

DONNA MICHELLE REED
303 3RD ST E
LONG BEACH MS 39560

SHANNON HARRIS
307 3RD ST E
LONG BEACH MS 39560

TRAVIS DON, SR & RUTH MILLER BOAZ
C/O MULTI FINANCIAL SERVICES
2580 CARE DRIVE #2
TALLAHASSEE FL 32308

GLENN RISHEL JR
315 3RD ST E
LONG BEACH MS 39560

KIMBERLY ANN DILL BLOSSOM
325 3RD ST E
LONG BEACH MS 39560

JOHN TYLER & MATTHEW PAV
136 DETINY OAKS DR
LONG BEACH MS 39560

After consideration Commissioner Heinzl made motion seconded by Commissioner Carrubba and unanimously carried recommending approval of the variance, stating that there were no other sidewalks on the street and the installment of a sidewalk would cause damage to the Live Oak Tree.

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

APPROVED:

Commission Chairman, Frank Olaiivar

Date:_____

ATTEST:

Veronica Howard, Minutes Clerk