

BE IT REMEMBERED THAT A PUBLIC HEARING, PURSUANT TO SECTION 21-19-11 OF THE MISSISSIPPI CODE OF 1972, AS AMENDED, WAS CALLED TO ORDER ON SEPTEMBER 7, 2010 AT 5:30 P.M. IN THE BOARDROOM OF CITY HALL TO DETERMINE THE STATE OF SEVERAL PROPERTIES WITHIN THE CITY LIMITS OF PETAL, MS.

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| THOSE PRESENT | MAYOR HAL MARX |
| ALDERMEN | TONY DUCKER WILLIE HINTON JAMES RUNNELS STEVE STRINGER |
| OTHERS | AMY HEATH AND OTHERS |

WHEREAS, MAYOR MARX CALLED ON BUILDING DIRECTOR AMY HEATH TO ADDRESS THE BOARD REGARDING PROPERTY CLEANUP ISSUES.

WHEREAS, AMY HEATH PRESENTED THE BOARD WITH A LIST OF PROPERTIES FOR CONSIDERATION.

EXHIBIT "A"
PUBLIC NOTICE

WHEREAS, MAYOR MARX NOTED THAT PROPER NOTICE OF THE HEARING HAD BEEN SERVED VIA CERTIFIED MAIL AND POSTINGS ON THE PROPERTY AND AT CITY HALL.

WHEREAS, MAYOR MARX NOTED THAT THE PROPERTY OWNER WAS NOT PRESENT.

AFTER RECEIVING EVIDENCE FROM AMY HEATH, MAYOR MARX MADE A RECOMMENDATION THAT THE BOARD MAKE A FINDING THAT 1002 HIGHWAY 42 IS IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY.

EXHIBIT "B"
LETTER TO PROPERTY OWNER
1002 HIGHWAY 42

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO FIND THAT THE FOREGOING PROPERTY IS IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY AND TO GIVE THE PROPERTY OWNER TEN (10) DAYS TO BRING THE PROPERTY UP TO CODE AFTER WHICH TIME THE CITY WILL PROCEED TO CLEAN THE PROPERTY BY EXERCISING ITS RIGHTS UNDER MS CODE 21-19-11. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

WHEREAS, MAYOR MARX NOTED THAT THE PROPERTY OWNER WAS NOT PRESENT.

AFTER RECEIVING EVIDENCE FROM AMY HEATH, MAYOR MARX MADE A RECOMMENDATION THAT THE BOARD MAKE A FINDING THAT PARKER DR, PARCEL #3-0221-36-102.01 IS IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY.

EXHIBIT "C"
LETTER TO PROPERTY OWNER
PARKER DR, PARCEL# 3-0221-36-102.01

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO FIND THAT THE FOREGOING PROPERTY IS IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY AND TO GIVE THE PROPERTY OWNER TEN (10) DAYS TO BRING THE PROPERTY UP TO CODE AFTER WHICH TIME THE CITY WILL PROCEED TO CLEAN THE PROPERTY BY EXERCISING ITS RIGHTS UNDER MS CODE 21-19-11. ALDERMAN DUCKER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

AT THIS TIME, CHRIS MOORE, OWNER OF VACANT LOT ON COLLINS RD, PARCEL #3-030H-01-037.18 ADDRESSED THE BOARD. MR. MOORE STATED THAT HE USUALLY HAS THE PROPERTY CLEANED TWO TO THREE TIMES PER YEAR. MR. MOORE STATE THAT THE PROPERTY HAS BEEN CLEANED.

AFTER RECEIVING EVIDENCE FROM AMY HEATH THAT THE PROPERTY IS CURRENTLY UP TO CODE, NO ACTION WAS TAKEN.

WHEREAS, MAYOR MARX NOTED THAT THE PROPERTY OWNER WAS NOT PRESENT.

AT THIS TIME, AMY HEATH PRESENTED EVIDENCE THAT THE PROPERTY LOCATED AT 104 CHERRY OAK TRAIL HAS BEEN BROUGHT UP TO CODE. THE HOUSE HAS BEEN DEMOLISHED AND REMOVED AND THE POOL HAS BEEN DRAINED.

NO ACTION WAS TAKEN.

AT THIS TIME, ALDERMAN DAVID CLAYTON ENTERED THE ROOM.

WHEREAS, MAYOR MARX NOTED THAT THE PROPERTY OWNER WAS NOT PRESENT.

AFTER RECEIVING EVIDENCE FROM AMY HEATH, MAYOR MARX MADE A RECOMMENDATION THAT THE BOARD MAKE A FINDING THAT 410 BRYANT ST IS IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY.

EXHIBIT "D"
LETTER TO PROPERTY OWNER
410 BRYANT ST

THEREUPON, ALDERMAN STRINGER MADE A MOTION TO FIND THAT THE FOREGOING PROPERTY IS IN SUCH A STATE OF UNCLEANLINESS AS TO BE A MENACE TO THE PUBLIC HEALTH AND SAFETY OF THE COMMUNITY AND TO GIVE THE PROPERTY OWNER TEN (10) DAYS TO BRING THE PROPERTY UP TO CODE AFTER WHICH TIME THE CITY WILL PROCEED TO CLEAN THE PROPERTY BY EXERCISING ITS RIGHTS UNDER MS CODE 21-19-11. ALDERMAN RUNNELS SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THEREUPON, ALDERMAN RUNNELS MADE A MOTION TO ADJOURN THE PUBLIC HEARING. ALDERMAN STRINGER SECONDED THE MOTION.

THOSE PRESENT AND VOTING "AYE"

ALDERMAN DAVID CLAYTON
ALDERMAN TONY DUCKER
ALDERMAN WILLIE HINTON
ALDERMAN JAMES RUNNELS
ALDERMAN STEVE STRINGER

THOSE PRESENT AND VOTING "NAY"

NONE

THERE BEING NO FURTHER BUSINESS, THE PUBLIC HEARING OF SEPTEMBER 7, 2010 WAS ADJOURNED.



HAL MARX
MAYOR

(SEAL)
ATTEST:



MELISSA MARTIN, CITY CLERK

EXHIBIT "A"
PUBLIC NOTICE

THE MAYOR & BOARD OF ALDERMEN WILL HOLD A PUBLIC HEARING AT 5:30 P.M. ON TUESDAY, SEPTEMBER 7TH, 2010 IN THE BOARD ROOM OF CITY HALL TO DETERMINE WHETHER OR NOT THE FOLLOWING PROPERTIES ARE IN VIOLATION OF CITY ORDINANCES/PROPERTY MAINTENANCE CODES:

1002 HIGHWAY 42

VACANT LOT – PARKER DR. PARCEL #3-022I-36-102.01

VACANT LOT – COLLINS RD. PARCEL #3-030H-01-037.18

104 CHERRY OAK TRAIL

410 BRYANT STREET



EXHIBIT "D"

NOTICE OF HEARING BEFORE THE MAYOR & BOARD OF ALDERMEN OF THE CITY OF PETAL, MISSISSIPPI

August 18, 2010

TO: Mayor, City of Petal
1200 Orange Street
Petal, MS 38968

RE: Property, located at 1240 Orange Street, Petal, Mississippi
Parcel ID: 001F300514

WHEREAS THE MISSISSIPPI CONSTITUTION TO Sections 101 of the Mississippi Code of 1972, as amended and amended, and the Mayor and Board of Aldermen of the City of Petal will hold a public hearing at 5:30 p.m. on Tuesday, September 7th, 2010 in the Board Room of City Hall, in Petal, Mississippi, to determine whether or not the hereinafter-described property is in such a state of unwholesomeness to be a menace to the public health, safety and welfare of the community, and to have the right to file an answer and to appear at said hearing in person or otherwise and to offer oral defense, if any; and at such hearing the Mayor and Board of Aldermen shall adjudicate the property, in its then condition to be a menace to the public health, safety, and welfare of the community, the City of Petal shall in the event that it is so adjudicated proceed to clean the land, by use of municipal employees pursuant to the attached notice. The City of Petal may by resolution adjudicate the actual cost of cleaning the property, and may also impose a penalty not to exceed 20% of the actual cost, whichever is more. The cost to clean the property, and any penalty, may become an assessment against the property, which shall be a lien against said property, and may be enforced in the office of the clerk of the court, as other judgments are enforced, and the tax collector of the City of Petal shall upon order of the Mayor & Board of Aldermen proceed to sell the land to satisfy the lien as now provided by law for the sale of lands for delinquent municipal taxes. The subject property is described as follows:

PARCEL ID: 001F300514
1240 ORANGE STREET, PETAL, MISSISSIPPI 38968
Parcel ID: 001F300514

See page 124 in this book for the full text of the Ordinance of the Mayor and Board of Aldermen of the City of Petal, Mississippi.

TO: Mayor, City of Petal
1200 Orange Street
Petal, MS 38968



MAILED *corrected*

Barcode with numbers: 7606 0100 0006 9414 4366
7606 0100 0006 9414 4366
John A. Layman
110 Broad Street
Petal, MS 38968