

**ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN  
OF THE CITY OF OLIVE BRANCH, MISSISSIPPI  
AMENDING CODES**

An Ordinance to amend certain Building Codes adopted by the City of Olive Branch on the 16<sup>th</sup> day of August, 1988, providing for the Board of Adjustment to hear appeals of any and all City Building Codes, including, but not limited to the unsafe Building Abatement Code.

**BE IT ORDAINED** by the Mayor and Board of Aldermen of the City of Olive Branch, Mississippi:

**WHEREAS**, Section 105 of the 1985 edition of the Standard Unsafe Building Abatement Code states that wherever "Board of Adjustment and Appeals" is used, this shall be interpreted to mean the same as the city planning commission, and

**WHEREAS**, appeals of other building codes adopted by the City provide for the Mayor and Board of Aldermen to hear appeals, and

**WHEREAS**, the Mayor and Board of Aldermen are desirous of the Board of Adjustment hearing all building code appeals (including, but not limited to The Standard Building Code, electrical, plumbing, etc. ...) and The Unsafe Building Abatement Code.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Board of Aldermen of the City of Olive Branch, Mississippi as follows, to wit:

1. The newly created Board of Adjustment shall hear all appeals of the City building codes (including, but not limited to The Standard Building Code, Electrical Code, Plumbing Code, etc. ...) and The Unsafe Building Abatement Code.

2. All appeals of decisions of the Board of Adjustment shall be made directly to the Circuit Court of DeSoto County, Mississippi.

3. All prior ordinances and codes which are affected by this Ordinance shall remain in full force and effect, with the exception of the appellate process provided for herein.

Passage of this Ordinance is now official and the same shall take effect one month after passage of this Ordinance.

**ADOPTED, ORDAINED, AND APPROVED** this 20<sup>th</sup> day of November  
2001.

**/s/ Samuel P. Rikard, Mayor**

**Attest:**

**/s/ Judy C. Herrington, City Clerk**

The foregoing Ordinance was read, discussed and voted upon in a public meeting, section by section, and as a whole, and whereas a motion was duly made by Alderman Dawson, and seconded by Alderman Coleman, with the following results:

Alderman Aubrey Coleman	Aye
Alderman George Collins	Aye
Alderman Steven Dawson	Aye
Alderman Richard E. Dlugach	Aye
Alderman Robert H. Marr	Aye

The foregoing Ordinance was passed, adopted and approved on the 20<sup>th</sup> day of November, 2001.

**/s/ Samuel P. Rikard, Mayor**

**Attest:**

**/s/ Judy C. Herrington, City Clerk**

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