

**Ordinance #25-04-311****ORDINANCE OF THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF HORN LAKE, MISSISSIPPI, AMENDING THE ZONING ORDINANCE REGULATIONS FOR USED CAR DEALERSHIPS**

WHEREAS, the Mayor and Board of Aldermen of the City of Horn Lake, Mississippi, are empowered, pursuant to Chapter 1 of Title 17 of the Mississippi Code of 1972, as amended, to establish, enforce, amend, supplement, or change zoning regulations; and

WHEREAS, pursuant to § 21-19-1 et seq., of the Mississippi Code of 1972, as amended, the Mayor and Board of Aldermen have the power to make regulations to secure the general health of the City; to preserve good order and peace of the City; and to adopt codes dealing with general public health, safety, and welfare; and

WHEREAS, pursuant to § 21-17-5, of the Mississippi Code of 1972, as amended, the Mayor and Board of Aldermen have the authority to adopt any orders, resolutions, or ordinances with respect to the municipal affairs of the City, which are not inconsistent with the Mississippi Constitution of 1890 or any other statute or law of the State; and

WHEREAS, the Mayor and Board of Aldermen have found and determined that it is necessary for the promotion and protection of the health, safety, and general welfare of the citizens of the City to amend the Zoning Ordinance regulations for used car dealerships; and

WHEREAS, the City of Horn Lake Planning Commission (the "Planning Commission") scheduled a public hearing on the proposed amendments for the 31st day of March, 2025; and

WHEREAS, notice of the March 31, 2025 public hearing was published in the DeSoto Times-Tribune, a newspaper published, or of general circulation, in the City of Horn Lake, DeSoto County, Mississippi, in the manner and for the time required by law, and as shown by proof of publication on file with the City; and

WHEREAS, at the March 31, 2025 Planning Commission meeting, the Planning Commission reviewed, considered, and approved the proposed amendments, and did thereafter, forward its recommendation to the Mayor and Board of Aldermen; and

WHEREAS, the Mayor and Board of Aldermen scheduled a public hearing on the proposed amendments for the 15<sup>th</sup> day of April, 2025, at 6:00 o'clock p.m.; and

WHEREAS, notice of the April 15, 2025 public hearing was published in the DeSoto Times-Tribune, a newspaper published, or of general circulation, in the City of Horn Lake, DeSoto County, Mississippi, in the manner and for the time required by law, and as shown by proof of publication on file; and

WHEREAS, at the time, date and place specified in the notice, the Mayor and Board of Aldermen did conduct a public hearing and received the Planning Commission's recommendation for approval, the Staff Report, and comments and/or evidence on the proposed amendments from those in attendance; no one appeared to speak or offer evidence against the proposed amendments; and

WHEREAS, the Mayor and Board of Aldermen are familiar with the properties and existing land uses/regulations within the City, and in acting on this Ordinance, have duly considered the matters and facts within their personal knowledge; and

WHEREAS, the Mayor and Board of Aldermen have found and determined that the following regulations as set forth in this Ordinance are in the best interest of the citizens of the City.



ORDINANCE RECORD, CITY OF HORN LAKE, HORN LAKE, MISSISSIPPI

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NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen of the City of Horn Lake, Mississippi, as follows:

SECTION 1. That all the findings of fact made and set forth in the preamble to this Ordinance shall be and the same are hereby found, declared and adjudicated to be true and correct.

SECTION 2. That Appendix A, ARTICLE XII. – Use Chart, Footnote #34(1-2) of the Code of Ordinances, City of Horn Lake, Mississippi, is hereby amended to read as follows:

Footnote #34:

1. Minimum Dealership size: 3 acres, except for the properties adjoining Highway 51 North, where the minimum shall be 1 acre.
2. Minimum 150 feet of road frontage on principal entrance, except for the properties adjoining Highway 51 North, where the minimum shall be 100 feet.

SECTION 3. This Ordinance shall become effective and be in full force from and after being certified by the City Clerk, signed by the Mayor or Board Majority, recorded in the ordinance book, published and after waiting one month after the date of passage.

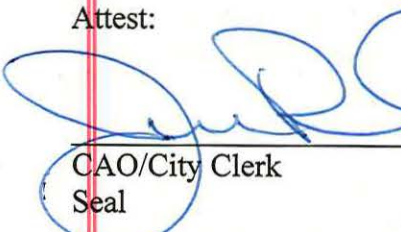
After first having been reduced to writing, then read and considered section by section and as a whole by the Mayor and Board of Aldermen, a motion was properly made by Alderman Bostick and duly seconded by Alderman DuPree for the adoption of this ordinance. A roll call was taken with the following results:

Alderman Klein:	Yea
Alderman Johnson:	Yea
Alderman Guice:	Yea
Alderman Bostick:	Yea
Alderman DuPree:	Yea
Alderman Bledsoe:	Yea
Alderman Young:	Yea

The foregoing ordinance was adopted this the 15<sup>th</sup> day of April, 2025.

  
\_\_\_\_\_  
Mayor

Attest:

  
\_\_\_\_\_  
CAO/City Clerk  
Seal

