



Rankin County Board of Supervisors

211 East Government Street
Brandon, MS 39042
www.rankincounty.org

Work Session

~ Minutes ~

Admin

Thursday, July, 31, 2025	9:00 AM	Rankin Board Room
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I. CALL TO ORDER PLANNING COMMISSION MEETING

II. INVOCATION

Board Attorney, Craig Slay

III. ADJOURN PLANNING COMMISSION MEETING

IV. CALL TO ORDER MEETING OF THE RANKIN COUNTY BOARD OF SUPERVISORS

9:00 AM Meeting called to order on July 31, 2025 at Rankin Board Room, 211 East Government Street, Suite A, Brandon, MS.

Attendee Name	Title	Status	Arrived
Steve Gaines	Supervisor District 4	Present	
Brad Calhoun	Supervisor District 3	Present	
Sid Scarbrough	President	Present	
Glynn McLeod	Supervisor District 2	Present	
Jay Bishop	Supervisor District 5	Present	
Craig Slay	Board Attorney	Present	
Keith Hicks	County Administrator	Present	
Mark S Scarborough	Chancery Clerk	Present	

V. PUBLIC COMMENTS

- A. Loren Muse, 2260 Almar Rd - formally introduced himself to the Board and shared intentions to run for Supervisor

VI. CRAIG SLAY, BOARD ATTORNEY

Public Hearings:

- A. Public Hearing for Emma Boone Conditional Use Permit, 935 Highway 469 North (District 1)
1. Action on Emma Boone Conditional Use Permit - Motion to table conditional use permit request until August 15, 2025, at 9:00 a.m.

Board Attorney, Craig Slay, opened the public hearing. Mr. Slay presented documentation to become a permanent part of the minutes for this request. The applicant, Dr. Emma Boone, residing at 693 College St, and her attorney, John Hall, addressed the board regarding the conditional use permit request for a community mental health program, New Life Counseling, LLC. Lee Whitehead, residing at 333 Sundance Cir, a Trustee for New Hope Missionary Baptist Church, also spoke on behalf of the applicant. (Supplemental Documentation submitted)

The following spoke in opposition:

Jim Billingsley, residing at 622 Thomasville Rd, Deacon for New Hope Missionary Baptist Church (Petition in opposition submitted)

Dr. Robert Jones, residing at 201 Pullman Cv, member of New Hope Missionary Baptist Church

Attorney John Hall asked that the record reflect the petition in opposition was received undated.

Mr. Slay closed the public hearing, stating that no other documentation will be accepted to become a permanent part of the minutes for this request.

A motion was approved to table the conditional use request until August 15, 2025, at 9:00 a.m.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Jay Bishop, Supervisor District 5
SECONDER:	Steve Gaines, Supervisor District 4
AYES:	Gaines, Calhoun, Scarbrough, McLeod, Bishop

Other:

- B. Discussion of, and potential action regarding, request made by Riverchase Homeowners Association to the Board of Supervisors for permission to have Rankin County install appropriate traffic calming devices on the public streets of Riverchase Subdivision as a “preliminary test” that is limited in scope and duration as determined in the sole discretion of the Board of Supervisors**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jay Bishop, Supervisor District 5
SECONDER:	Steve Gaines, Supervisor District 4
AYES:	Gaines, Calhoun, Scarbrough, McLeod, Bishop

- C. Discussion Regarding Reservoir Fire Department**

Josh Swales, Reservoir Fire Chief, and representatives from the Reservoir Fire Board of Commissioners, Josh Martin, Michael Robbins, and Thomas Harrison, were present regarding the discussion.

RESULT:	NO ACTION
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- D. Discuss Tax Exemption Policy**

RESULT:	NO ACTION
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- E. Discussion of and potential action authorizing letter to Senator Wicker, Senator Hyde-Smith and Congressman Guest opposing federal effort to raise truck weight and truck length on interstate system or US Highways. See attached letter**

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Jay Bishop, Supervisor District 5
SECONDER:	Steve Gaines, Supervisor District 4
AYES:	Gaines, Calhoun, Scarbrough, McLeod, Bishop

VII. KEITH HICKS, COUNTY ADMINISTRATOR

- A. Authority to pay registration fees in the amount of \$395.00 each for Sheriff Bryan Bailey, Undersheriff Barry Vaughn, and Jail Administrator Daniel Barnett to attend the 2025 Law Enforcement Risk Management Conference on August 12 - 13, 2025, in Flowood, MS and authority to issue check and pay any travel related expenses**

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Jay Bishop, Supervisor District 5
SECONDER: Steve Gaines, Supervisor District 4
AYES: Gaines, Calhoun, Scarbrough, McLeod, Bishop

B. Review of Agenda and Consent Agenda for August 4, 2025

VIII. EXECUTIVE SESSION

A. Motion to discuss the need to go into Executive Session

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Jay Bishop, Supervisor District 5
SECONDER: Brad Calhoun, Supervisor District 3
AYES: Gaines, Calhoun, Scarbrough, McLeod, Bishop

B. Motion to to go into Executive Session to discuss personnel

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Jay Bishop, Supervisor District 5
SECONDER: Glynn McLeod, Supervisor District 2
AYES: Gaines, Calhoun, Scarbrough, McLeod, Bishop

Supervisor Bishop left the board meeting at 12:28 p.m.

Supervisor McLeod left the board meeting at 12:37 p.m.

E. Motion to come out of Executive Session

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Steve Gaines, Supervisor District 4
SECONDER: Brad Calhoun, Supervisor District 3
AYES: Steve Gaines, Brad Calhoun, Sid Scarbrough
ABSENT: Glynn McLeod, Jay Bishop

F. Outcome of Executive Session
No action taken

IX. ADDITIONAL BUSINESS TO BE DISCUSSED

A. Motion to add "Authority for Board President to execute amended lease agreement for a cell tower located on Marquette Road, successor and interest to Alltel, the tenant" to the agenda

RESULT: **ADOPTED [UNANIMOUS]**
MOVER: Brad Calhoun, Supervisor District 3
SECONDER: Steve Gaines, Supervisor District 4
AYES: Steve Gaines, Brad Calhoun, Sid Scarbrough
ABSENT: Glynn McLeod, Jay Bishop

B. Authority for Board President to execute amended land lease agreement for a cell tower located on Marquette Road, successor and interest to Alltel Corp. dba Verizon Wireless, the tenant

RESULT: ADOPTED [UNANIMOUS]
MOVER: Steve Gaines, Supervisor District 4
SECONDER: Brad Calhoun, Supervisor District 3
AYES: Steve Gaines, Brad Calhoun, Sid Scarbrough
ABSENT: Glynn McLeod, Jay Bishop

X. Motion to Adjourn

RESULT: ADOPTED [UNANIMOUS]
MOVER: Brad Calhoun, Supervisor District 3
SECONDER: Steve Gaines, Supervisor District 4
AYES: Steve Gaines, Brad Calhoun, Sid Scarbrough
ABSENT: Glynn McLeod, Jay Bishop

This the 31th Day of July, 2025



**SID SCARBROUGH, PRESIDENT
RANKIN COUNTY BOARD OF SUPERVISORS**



MARK S. SCARBOROUGH , CLERK OF THE BOARD

Richard White, Mayor
 Erma Johnson, Alderman Ward I
 Diandra Hosey, Alderman Ward II
 Robert Amos, Alderman Ward III



Teresa Mack, Alderman Ward IV
 Roschelle Gibson, Alderman Ward V
 David Moore, Alderman Ward VI
 Roshunda Harris-Allen, Alderman At Large

July 30, 2025

Dear Sir or Madame,

My name is Diandra Hosey Sanders. I am an Alderman in the City of Byram, and I am proud to support Dr. Emma Boone in her efforts to establish a community mental health program in Rankin County.

Dr. Boone is an exceptional corporate constituent and has made a major impact in Byram by providing compassionate, high-quality, and accessible mental health care in our City. Her work has helped reduce stigma, improve youth and adult outcomes, and strengthen families through education, prevention, and early intervention. I can attest that expanding her services to Rankin County affords your constituents the opportunity to gain immediate access to responsive care, which can lead to better academic performances, better work performances, fewer emergency room visits, and greater overall well-being.

I strongly encourage decision-makers and funders to support Dr. Boone in bringing these vital services to Rankin County. Her experience, dedication, and community focus make her the ideal leader for this initiative.

If you have any questions or require further information, please feel free to contact my office directly at 601-670-6649.

Sincerely,

/s/ Diandra Hosey Sanders

Diandra Hosey Sanders



5600 I-55 South Frontage Rd
Suite E-1 Byram, MS 39272
601.842.3919

Date: July 29, 2025

To Whom It May Concern:

As the Executive Director of the Byram Chamber of Commerce, I am pleased to offer this letter of support on behalf of Dr. Emma Boone and her outstanding contributions to our business community and to the broader well-being of the residents of Byram.

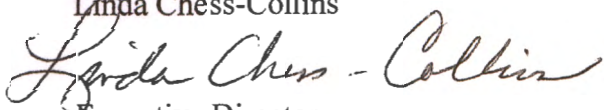
Dr. Boone, a licensed professional counselor and dedicated business owner, has been a valued member of our Chamber and a vital asset to our community. Her mental health practice has not only enriched the professional landscape of our city but has also created a ripple effect of positive change through her commitment to providing accessible, high-quality mental health services.

Her program has brought much-needed support to individuals and families in Byram—many of whom would otherwise face significant barriers to receiving mental health care. Dr. Boone's efforts have contributed directly to the improvement of mental health awareness, the reduction of stigma, and the overall emotional resilience of our community. Her inclusive and compassionate approach ensures that services are welcoming and within reach for people from all walks of life.

As a business leader and health advocate, Dr. Boone exemplifies the spirit of community partnership. Her ongoing initiatives in mental health education and support align with the Chamber's mission to promote a thriving, healthy, and connected Byram. We are proud to count her among our members and to stand behind her work.

The Byram Chamber of Commerce fully supports Dr. Boone's continued efforts to expand mental health services and increase accessibility throughout our region. We look forward to the continued impact of her program and the important role it plays in shaping a healthier, more supportive community for all.

Sincerely,
Linda Chess-Collins


Executive Director
Byram Chamber of Commerce

Dennis Williams, Ph.D.
Interim Department Chair-EMES
Clinical Assistant Professor
343 Mallory Dr. Byram, MS. 39272
dennis.d.williams@jsums.edu
(601)979-2439
July 29, 2025

To Whom It May Concern,

It is with great enthusiasm and professional confidence that I write this letter of support for Dr. Emma Boone and her leadership in launching a community mental health program. As a licensed professional counselor, Dr. Boone brings not only her clinical expertise but also a deep sense of compassion and purpose to her work—qualities that are essential in addressing the growing mental health needs within our communities.

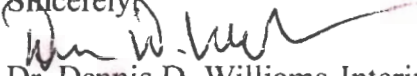
As a college educator with a doctorate in Education Supervision and Administration, licensed Psychometrist (EdS) & Department Chair of Special Education I am acutely aware of the critical importance of accessible, evidence-based mental health services. Dr. Boone's approach aligns with best practices in the field and reflects a strong ethical foundation rooted in both academic preparation and lived professional experience.

Dr. Boone has demonstrated a clear understanding of the complex and interconnected factors that contribute to mental wellness. Her program is designed to meet individuals where they are, providing support for emotional regulation, trauma recovery, coping strategies, and general life functioning. The intentional inclusion of education, prevention, and community engagement within the program structure ensures that it will not only address individual needs but also contribute to the mental well-being of the broader community.

I have had the opportunity to observe Dr. Boone's work and commitment to service, and I can attest to her professionalism, integrity, and ability to build trust with clients and colleagues alike. Her leadership in this initiative is a valuable asset, and I am confident that this program will have a lasting positive impact on the lives it touches.

I wholeheartedly support Dr. Boone's community mental health program and encourage its full backing and implementation. If you require additional information, I would be happy to provide further insight into her qualifications and the anticipated benefits of this program.

Sincerely,



Dr. Dennis D. Williams-Interim Department Chair Educational, Multicultural, and Exceptional
Studies (EMES)

Clinical Assistant Professor

Jackson State University

Dr. Dennis Williams
Senior Pastor
New Canney Creek M.B. Church
815 McCluer Road
Jackson, MS 39212
(601)966-1954

Date: 7/29/2025

To Whom It May Concern,

It is both a joy and an honor to write this letter of heartfelt recommendation on behalf of Dr. Emma Boone, a gifted therapist, committed servant leader, and a beloved member of our congregation.

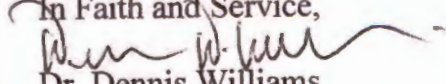
For over four years, Dr. Boone has faithfully collaborated with our church to provide behavioral health services to the youth in our community. Through her calling as a mental health professional, she has ministered not only to the minds but to the hearts of many children and families in need. Her presence among us has been nothing short of a blessing.

Dr. Boone's work has extended beyond the traditional boundaries of therapy; she has embraced her role as a healer within the faith community. With compassion, discernment, and clinical excellence, she has engaged members of our congregation by offering mental health resources, therapeutic support, and a safe space for individuals and families navigating life's challenges. She understands the unique intersection of faith and mental health and brings both grace and professionalism to every encounter.

Our church has witnessed firsthand the transformation in the lives of young people who, through her care, have found strength, healing, and renewed hope. She walks beside those she serves, guided by both her clinical training and her deep spiritual conviction.

Without a doubt, Dr. Boone will continue to bring much-needed services to the broader community. Her work represents a bridge between mental health and ministry—a bridge that is long overdue. I am confident that wherever God leads her next, she will carry with her the same spirit of excellence, integrity, and compassion that she has shown in our midst.

I give Dr. Boone my highest recommendation and my full support. May her work continue to bless and uplift the communities she serves.

In Faith and Service,

Dr. Dennis Williams
Senior Pastor
New Canney Creek Baptist Church



Shawuanna Williams, DNP, APRN, PMHNP-BC
 CEO/PMHNP-BC
 Hearts & Minds LLC
 4780 I-55 North Frontage Road, Suite 100
 Jackson, MS 39211
 Office: (601)586-7349
 Email: swlewis@heartsandmindsms.com
 Web: heartsandmindsms.com/

May 7, 2025

To Whom It May Concern,

It is with great enthusiasm that I write this letter of recommendation for Dr. Emma Boone, Licensed Professional Counselor (LPC) and Owner of Behavioral Health Therapy Wellness Center. As a fellow mental health professional and advocate for equitable care, I have had the privilege of witnessing Dr. Boone's exceptional leadership, dedication, and transformative impact on the community.

Dr. Boone exemplifies strong, visionary leadership in the mental health field. Her work at the Behavioral Health Therapy Wellness Center has been instrumental in bridging critical gaps in access to quality mental health services. Recognizing the urgent need for culturally competent and affordable care, she has developed innovative programs that reach underserved populations, ensuring that no individual is left without support.

What truly sets Dr. Boone apart is her unwavering commitment to community wellness. She does not merely provide therapy—she fosters systemic change by advocating for policies that expand mental health resources, training future clinicians, and collaborating with local organizations to address disparities. Her efforts have had a measurable, positive impact, empowering countless individuals to achieve emotional and psychological well-being.

Beyond her clinical expertise, Dr. Boone is a compassionate, ethical, and driven professional. She leads with integrity, inspires her team, and remains deeply invested in the growth of both her practice and the broader mental health landscape. Her ability to balance clinical excellence with administrative acumen makes her a rare and invaluable asset to the field.

Without reservation, I strongly recommend Dr. Emma Boone for any professional endeavor she pursues. She is a trailblazer in behavioral health, and her contributions continue to elevate standards of care. Should you require further information, please do not hesitate to contact me.

Sincerely,

Shawuanna Williams-Lewis, PMHNP-BC

Shawuanna Williams

CEO/PMHNP-BC

New Hope Missionary Baptist Church
935 Hwy 469 North
Pearl, MS 39208
(601) 939-7398 phone/fax
E-mail - newhopembpearl@att.net



6.A.a

New Hope Baptist Church
935 Highway 469 N
Pearl, Mississippi 39208-8731
601-939-7398
newhopembpearl@att.net

Date: July 12, 2025

New Life Counseling, LLC
2102 Crossbridge Blvd
Byram, MS 39272

Dear New Life Counseling, LLC,

Greetings in the name of our Lord and Savior Jesus Christ.

We are pleased to welcome you as a prospective tenant of the facility located at the property affiliated with New Hope Baptist Church. As part of our rental and stewardship responsibilities, we kindly request that you provide a detailed description of the nature of your business and how you intend to utilize the property during your rental period.

This information will assist us in ensuring that all activities conducted on the premises align with the mission, safety standards, and usage expectations of the church.

Please include in your response:

- * A brief overview of your services*
- * Your anticipated hours of operation
- * Any modifications or accommodations you may need within the space

We look forward to working in partnership with you and appreciate your timely response to this request.

If you have any questions, feel free to reach out to our church office at (601.939-7398) or by email at newhopembpearl@att.net.

Sincerely,

Willie Johnson Jr., Chairman of Deacon Ministry

Willie Johnson, Jr.

Lee Whitehead, Chairman of Trustee Ministry

Lee Whitehead

Envisioning the Future with High Expectations in Jesus Christ

Attachment: Emma Boone Conditional Use Permit 935 Highway 469 North - Supplemental Documentation submitted during the public hearing

Minutes Attendee's: Broadus, Whitehead
 Time: 6:00 pm Johnson, Glen, Blingsley, ~~Tr~~ Milroy
 Meeting: Portable Trailers
 Date 6/2/2025 For Summer Camp
 Deacons and Trustees discussed
 that, Dr. Boone will be able to use
 the trailers for a summer camp for
 the children and use of the parking lot.
 Camp to start Monday 9th 2025
 Per. Doc Boone, on a call from Brother
~~Doc Whitehead~~ Johnson
 Angela Broadus
 Glen Johnson
 Milroy Johnson
 Glen Johnson
 Jimmy Billingsley

Sunday
meeting 2-23-2025

Mr. Crawford is over the Headstart

Deacons, Trustees and Pastor

Headstart WAS paying 800.00 a month ^{they were} operating on a grant
Emma Dr. Boone bought the Headstart
has some black mold in there
need some repairs

^{Renewal}
Grace 500.00 inc 100.00 ^{per yr} until she reach 800.00

Will she have to pay taxes on
a non profit business?
we will have to look into it
we leasing the land so the church
will be responsible.

We will find out how much taxes
are & that will be additional for
her.

Suggest come in ^{dollars} 0 start in 6 mos
\$600.00 a mo

~~NO~~ 6 mos * 0 come in at 500.00 ^{per mo}
6 mos * 100.00 until she cap out
Start in August paying 500.00

NEW HOPE MISSIONARY BAPTIST CHURCH**COUNTY: RANKIN****Contact Number: (601) 939-7398****Social Security Number or Tax Identification: 64-0649737****FACILITY/LAND LEASE**

**AGREEMENT TO LEASE COMMERCIAL PROPERTY WITH OPTION TO
PURCHASE AT END OF LEASE TERM**

Lease Agreement was made on the 9 day of March , 2025 between NEW HOPE MISSIONARY BAPTIST CHURCH, a business organized and existing under the laws of Mississippi, with its principle office located in Pearl, Mississippi referred to herein as ("Lessor"), and Emma Boone, d/b/a NEW LIFE COUNSELING, LLC, a corporation organized and existing under the laws of Mississippi, with its principal office located at 2102 Crossbridge Blvd. Byram, MS 39272, referred to herein as ("Lessee").

Whereas, Lessor is the sole owner of certain land, a building and other facilities located at 935 Highway 469 North Pearl, MS 39208 and more fully described below, which is desire to lease to Lessee.

Whereas, the parties desire to enter into a lease agreement to define their respective rights, duties, and liabilities concerning such lease.

TERM OF LEASE

1. The term of the Lease shall be one year, commencing on the 9 day of March , 2025, and terminating on the day of March , 2027, unless sooner terminated under the provisions of this Lease Agreement.

2. If by chance Lessee decides to vacate the contracted premises, a 60 day advance/written notice must be given; and Lessee must continue to fulfill monthly payments with the option of lump-sum of any remaining funds owed to Lessor until the ending period of the current year contract date.

DESCRIPTION OF PROPERTY:

The Lessor herein leases to the Lessee the following real property; Known as **New Life Counseling, LLC** and more particularly describes as **(legal description)**.

SEE ATTACHED WARRANTY DEED/SURVEY In the City of: Pearl County of: Rankin said property is Land with two (2) Acres of outdoor space. This (2) acres of land is to be utilized by: **Emma Boone, d.b.a. New Life Counseling and Consulting, LLC.**

LEASE RENT

During the term of this Lease, Lessee shall pay to Lessor rental of \$800.00 per month, payable in advance due on the 15 day of each month will be due and payable on the execution of this Lease Agreement checks shall be made payable to NEW HOPE MISSIONARY BABPTIST CHURCH and delivered 935 Highway 496 North Pearl, MS 39208.

USE OF PREMISES

The Premises are to be used for the purposes of education and behavioral health activities reasonably associated with Lessee shall restrict its use to such purposes and shall not use or permit the use of the Premises for any other purpose without the prior, express, and written consent of Lessor.

Lessee shall maintain the premises and keep them in good repair at its expense including side and rear exterior thereof. Lessee shall also maintain and repair windows, doors, skylights, adjacent walls, the building front, and interior walls.

DELIVERY ACCEPTANCE AND SURRENDER OF PREMISES

Lessor promises that the Premises are in fit condition for use by Lessee. Acceptance of the Premises by Lessee shall be construed as recognition that the Premises a good state of repair and in sanitary condition.

ENTRY ON PREMISES BY LESSOR

Lessor reserves the right to enter on the Premises at reasonable times to inspect the, perform required maintenance and repairs, or modifications to any part of the building in which the Premises and Lessee shall permit Lessor to do so.

Lessor may erect scaffolding, fences and sculptures, post relevant notices, and place moveable equipment in connection with alterations, additions, or repairs, all without incurring liability to Lessee for disturbance of quiet and enjoyment of the Premises, or loss of occupation of the Premises.

LIABILITY INSURANCE

Lessee shall procure and maintain in force at its expense during the term of this Lease Agreement and any extension of such term, public liability insurance with insurers and through brokers approved by Lessor. Such coverage shall be adequate to protect against liability for damage claims through public use of or arising out of accidents occurring in or around the Premises, in a minimum amount of \$ 10,000.00 for each person injured,

The property described above on the following terms and conditions for use as a site for New Life Counseling, LLC. The Church parking lot may be use Monday through Friday. In times of emergency, Lessee may use the Church premises as long as the Lessee has permission from the Lessor.

RESTRICTIONS ON USE

- Lessee shall not use the Premises in any manner that will increase risks covered by insurance on the Premises and result in an increase in the rate of insurance or a cancellation of any insurance policy, even if such use may be in furtherance of Lessee by press purposes.
- Lessee shall not keep, use or anything prohibited by any policy of fire insurance covering the Premises and shall comply with all requirements the insurers applicable to the Premises necessary to keep Lessor from any liability.
- Lessee shall not allow any waste on the Premises, or use or allow the Premises to be used for any unlawful purpose.
- Lessee shall not use Church premises as an Entrance nor an Exit for Program Pick-up, Drop Offs, Visitation, and or Employee Parking.

UTILITIES

Lessee shall arrange and pay for all utilities furnished to the Premises for the term of this Lease Agreement, including but not limited electric, gas, water, sewer, and telephone services.

REPAIRS AND MAINTENANCE

\$ 10,000.00 for any one accident, and \$ 10,000.00 for property damage. The insurance policies shall provide coverage for contingent liability of Lessor on any claims or losses. Copies of said insurance policies shall be delivered to Lessor. Lessee shall obtain a written obligation from the insurers to notify Lessor in writing at least 30 days prior to cancellation or refusal to renew policy.

If the insurance policies required by this Section are not kept in force during the entire term of this Lease Agreement or any extension of such term, Lessor may procure the necessary insurance and pay premium for it, and the premium shall be paid to Lessor as an additional rent installment for the month following the date on what the premiums were paid by Lessor.

ATTORNEY FEES

If Lessor files an action to enforce any agreement contained in this Lease Agreement, or for breach of any covenant or condition, Lessee shall pay Lessor reasonable attorney's fees for the services of Lessor's attorney in the action, all fees to be fixed by the court.

Governing Law

This Lease Agreement shall be governed by, construed, and enforced in accordance with the laws of the State of Mississippi.

MODIFICATION OF AGREEMENT

Any modification of this Lease Agreement or additional obligation assumed by either party in connection with this Agreement shall be binding only if evidenced in a writing signed by each party or an authorized representative of each party.

TERMINATION OF LEASE

New Life Counseling, LLC.

(LESSEE)

BY:

Emma Boone

POSITION: Owner

State of Mississippi

County of Hinds:

Personally appeared before me, this day the undersigned authority in and for the jurisdiction aforesaid, the within

name, Emma Boone, who acknowledges that he or she has the right and power and did sign and deliver the foregoing instrument on the day and year therein mentioned.

Given under my hand and official of Office on this 24 day of April, 2025.

NOTARY PUBLIC Lakendra Jordan

MY COMMISSION EXPIRES Feb 13, 2026



It is understood that Lessee operates a behavioral health program that may be subject to suspension, termination, or non-renewal. In case of termination of lease at the expense of the above-mentioned, New Life Counseling, LLC., shall terminate its lease on given (30) day notice. Notice of termination shall be in writing and shall be sent by registered mail, postage prepaid, to the Lessor at the following address:

Name: Ms. Helen Stamps, Church Secretary

Address: 935 Highway 469 North

City/State/Zip Code: Pearl, MS 39208

MAINTING RECORD

The Lessor shall maintain record of Lease Payments made by Lessee for a period of (3) years after the expiration of the term of this Lease to assure for Lease a Proper Accounting of Lessee's Project Funds, both Federal Share and Non-Federal Contributions.

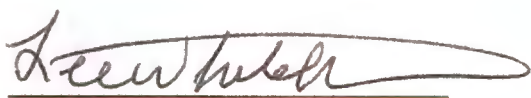
IN WITNESS WHEREOF, the Lessor and Lessee have set their hands on this the

9 day of March, 2025.

NEW HOPE M.B. CHURCH

(LESSOR)

BY:



POSITION: Trustee Chairperson

Call to Action

SIGN THE PETITION TO STOP THE REZONING OF YOUR COMMUNITY

Prohibiting Rezoning Land for Mental Health Facility & Services
(New Hope Church & Community)

Rozina C. Jones	Bonny Walker	Janice Wood
Linda Walker	Bessie Fields	Eugene
Barbara Gray-Lewis	Don Franklin	W. S. S.
Annellene Lewis	Latretha Franklin	William Byrne
Cheryl Lewis	Dorothy Bowers	Wilbert Corle
Dorothy Lewis	Donna Summerlin	Edward Can
Doris Hayes	Mary Hildorf	Jim Reed Lewis
Linda Patterson	Debra O. McLean	Sandra M. Harris
Reginald Patterson	Jane D. Morris	Walter & Jeanne
Melroy Campbell	Charles Rogers	Shonda Spivey
Joan Lewis	Cherie Lewis	Bessie R. Wilkins
Willie Brown Jr.	Noria R. White	
Bernette Barnes	Barbara White	
Yolande Williams	Tomas Figo	
Ral Walker	Brenda Figueroa	
Murray C. Carr	Douglas Bowers	
Tommy	Billy Sumner	
Ch. Mott	W. S. S.	
Peggy Quick	Sam & Harris	
Mike Quick	Nancy Harris	
Shela Rozar	Ryan Wood	

**RANKIN COUNTY, MISSISSIPPI
APPLICATION FOR ZONING ACTION
SPECIAL EXCEPTION (CONDITIONAL USE)**

Name of Applicant: Emma Boone Telephone: 601.672.7505

Address of Applicant: 693 College St Pelahatchie, MS Zip Code: 39145

Name of Property Owner: same as applicant Telephone: _____

Property Address: 935 Hwy 469 N. Pearl, MS 39208

Name of Attorney or Representative: N/A

Legal Description of Property:

DOES THE PROPERTY HAVE RESTRICTIVE COVENANTS? _____ YES X NO
(If YES, please attached a true copy of the restrictive covenants)

HAS ANY ZONING ACTION REQUEST FOR THIS PROPERTY EVER BEEN MADE BEFORE? _____ YES X NO
(If YES, please attached a true copy of the Planning Commission and the Board of Supervisors)

PLANNED USE OF PROPERTY:

(Attach plans showing property boundaries, relation to streets, ingress and egress to the facilities and off-street parking)



**RANKIN COUNTY, MISSISSIPPI
ZONING ACTION APPLICATION
PAGE 2 OF 3**

1. SPECIAL EXCEPTION (CONDITIONAL USE):

The Rankin County Planning Commission shall hear and decide only such Special Exceptions as the Board of Supervisors are specifically authorized to approve by the terms of the Rankin County, Mississippi Zoning ordinance, as amended.

The applicant for a Special Exception must indicate below the section of the Zoning Ordinance under which the Special Exception is sought and state the grounds upon which it is required.

SPECIAL EXCEPTION SOUGHT UNDER SECTION 902 A OF THE RANKIN COUNTY ZONING ORDINANCE.

GROUND FOR REQUEST: (Attach Additional Pages, if necessary)

In granting any Special Exception, the Board of Supervisors may prescribe appropriate conditions and safeguards in conformity with the terms of the Zoning Ordinance.

**RANKIN COUNTY, MISSISSIPPI
ZONING ACTION APPLICATION**

PAGE 3 OF 3

By signing this application, it is understood and agreed that permission is given the Rankin County, Office of Community Development, to place a sign on said property, giving notice to the public that said property is being considered for zoning action. It is further understood that after a hearing has been held or a determination made, that said sign may be removed from the owner's property by Rankin County, Office of Community Development, or it may remain until the case is finalized, if deemed necessary. Be it further understood by the applicant that the removal of the sign before the hearing will constitute a withdrawal by the petitioner, and the case will not be heard.

It is further understood and agreed upon by the applicant, and permission is hereby granted to the Zoning Administrator for inspections, investigations and/or evaluation reports pertaining to said property to be made by the appropriate agencies. In the event such investigations, etc., disclose the property does not meet the requirements for the proposed usage, then this request will be held in abeyance until such time as those requirements are met and/or evidence of such is submitted.

By signing the application, I acknowledge that the above information is true, correct and complete to the best of my knowledge.

Emma Boone
APPLICANT

PROPERTY OWNER

**STATE OF MISSISSIPPI
COUNTY OF RANKIN**

SWORN TO AND SUBSCRIBED BEFORE ME,

This the 17 day of April, 2025

NOTARY PUBLIC

Kayla Harrell



**RANKIN COUNTY, MISSISSIPPI
ZONING ACTION APPLICATION**

PAGE 3 OF 3

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By signing the application, I acknowledge that the above information is true, correct and complete to the best of my knowledge.

APPLICANT

Lee Wheeler

PROPERTY OWNER

Representing

**STATE OF MISSISSIPPI
COUNTY OF RANKIN**

SWORN TO AND SUBSCRIBED BEFORE ME,

This the 17 day of APRIL, 2025

Kayla Harrell

NOTARY PUBLIC



Overview of Proposed Behavioral Health Services and Community Education program

People in general often experience long-lasting psychological impacts that affect their emotional health, relationships, and ability to lead productive lives. Without adequate support, many individuals with depression, post-traumatic stress disorder (PTSD), anxiety, and social isolation, all of which can prevent them from contributing to their families and communities.

In many parts of our communities, access to services is limited or nonexistent, particularly in conflict zones, rural areas, or underserved urban environments. Traditional healthcare systems frequently lack the infrastructure, trained professionals, and resources to address the psychosocial needs of individuals, leaving them vulnerable and unsupported.

New Life Counseling (DBA Boone Behavioral Health) services provides include a comprehensive approach to education, treatment in the form of therapy, and consultation with the emphasis of psychosocial rehabilitation and day treatment services for all ages to include both children, adolescents and adults. Services will be provided by qualified therapists, support staff, and administrative staff who are trained and experienced in providing services to all of those who qualify.

Description of Services

Psychosocial Rehabilitation (ages 19-80)

This adult service program will be a service designed to support and restore community functioning for those who qualify, by offering activities aim to improve reality orientation, social skills, adaptation skills, coping skills, and effective management of time and resources.

The intended outcome individuals into their community by providing them with opportunities to address issues. An example of individuals eligible for these services are those who may have experienced, or currently experiences issues with grief, social isolation, etc.

Day Treatment Program (ages 5-18)

This children and youth service will provide various activities and interventions to address emotional and/or behavioral challenges of children and adolescents. Individuals will follow a specific curriculum that includes but is not limited to social skills training, anger management, positive self-esteem building, behavior modification techniques, listening and attending skills as well as creative expression to help work toward achieving their highest level of functioning in all aspects of their well-being. Participants will also be grouped by required age group.

Individual Therapy (ages 5 and up)

This treatment is a one-on-one personalized treatment that caters to an individual's unique needs. The goal is to help individuals process experiences that in some way interfere with their emotional well-being and learn healthy ways to cope and manage symptoms brought on by life stressors.

All services will be led by an expert team of behavioral health professionals with over 35 years of combined experience. New Life Counseling (BBH) takes pride in setting the standard for high quality care for the individuals we serve.

Staffing

Staffing will consist of licensed and certified professional who will oversee the day to day treatment of each individual served. Support staff will also be assigned to help carry out activities such as group and social outings. Administrative staff will be on hand to help with scheduling and providing resource information to help orientate individuals to the programs. The

Professional Bio of Dr. Emma Boone

I am Dr. Emma Boone, a dedicated professional with a Doctorate degree in Clinical Mental Health and over 30 years of experience in the field of counseling. Throughout my career, I have had the privilege of helping clients navigate their behavioral and emotional challenges, empowering them to achieve meaningful and lasting change in their lives.

As a licensed professional counselor, I have honed my skills in conducting comprehensive clinical assessments that inform tailored treatment plans for the individuals I serve. My approach is centered on understanding each client's unique context and needs, allowing me to develop effective strategies that foster growth and resilience.

I have received extensive training in a variety of counseling techniques and crisis intervention strategies, equipping me with the tools necessary to assist those in need. Whether it's employing cognitive-behavioral therapy, mindfulness practices, or solution-focused techniques, I strive to create a supportive environment where clients feel safe to explore their thoughts and emotions.

My career has afforded me the opportunity to work in a diverse range of community and residential mental health settings. This breadth of experience has not only deepened my understanding of the complexities of mental health but has also reinforced my commitment to providing compassionate care. I have worked closely with individuals facing a spectrum of challenges, from anxiety and depression to trauma and substance abuse.

In addition to my work in community settings, I have also gained valuable experience in corrections and substance abuse treatment facilities. This experience has enhanced my ability to connect with individuals from various backgrounds and to understand the unique

set of circumstances they face. I believe that every client's journey is different, and I strive to meet them where they are, offering support that is respectful, empathetic, and tailored to their specific needs.

I am passionate about continuing education and staying current with emerging trends and evidence-based practices in mental health. I actively seek opportunities for professional development, enabling me to provide my clients with the most effective and up-to-date care possible.

Throughout my career, my overarching goal has always been to foster an atmosphere of trust and collaboration. I believe that the therapeutic relationship is a critical component of the healing process, and I work diligently to cultivate a space where clients feel heard, validated, and empowered to make positive changes in their lives.

I look forward to continuing my journey in the field of behavioral health, and I remain committed to making a meaningful difference in the lives of those I serve.

number of staff assigned to provide direct services (such as groups) will be contingent of the participant/staff ratio (Ex. 1 to 5 for day services, etc.). An estimated number of staff can range from 12 to as many as 25 staff depending on the growth of the program. This in turn, creates opportunities for employment within the community.

Hours of Operation

The program is expected to operate Monday – Friday between the hours of 8 a.m. through 6:00 p.m. The adult programs generally take place between 8:00 a.m. until 2, and the children and adolescent program is an after-school program that generally starts at 3:00. Summers are the exception whereby both programs run congruently in a separate area and group setting.

*Weekends will be reserved for individual therapy services in needed.

Please feel free to contact me with any additional questions you may have. I may be reached at (601) 672-7505.

Best Regards,

Emma Boone, PhD, LPC-S



04/29/2025 23:04

6.A.b



6.A.b

04/29/2025 23:02

Attachment: Emma Boone Conditional Use Permit 935 Highway 469 North - Preliminary Documentation submitted during the public hearing



Attachment: Emma Boone Conditional Use Permit 935 Highway 469 North - Preliminary Documentation submitted during the public hearing



ZONING ORDINANCE OF RANKIN COUNTY, MISSISSIPPI

*2004
Amended March 4, 2024*

Board of Supervisors

Sid Scarbrough, District One
Scott Berry, District Two
Brad Calhoun, District Three
Steve Gaines, District Four
Jay Bishop, District Five

Keith Hicks, County Administrator
Craig Slay, Board of Supervisors Attorney
Renee Lawrence, Director of Community Development

***Rankin County Community Development
203 E. Government Street, Suite 205
Brandon, Mississippi 39042
Office: 601-824-2570***

Prepared By:

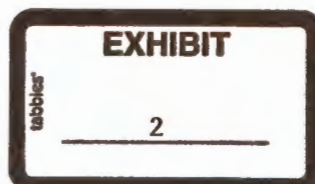


Table of Contents

ZONING REGULATIONS	10
RANKIN COUNTY, MISSISSIPPI	10
PREAMBLE.....	10
ARTICLE I: TITLE AND PURPOSE	11
SECTION 100 – TITLE	11
SECTION 101 – PURPOSE	11
ARTICLE II: INTERPRETATION AND DEFINITIONS	12
SECTION 200 – RULES FOR WORDS AND PHRASES.....	12
SECTION 201 – DEFINITIONS.....	12
ARTICLE III: ESTABLISHMENT OF ZONING DISTRICTS; PROVISION FOR OFFICIAL ZONING MAP	33
SECTION 300 – ZONING DISTRICTS	33
SECTION 301 – OFFICIAL ZONING MAP.....	33
SECTION 302 – REPLACEMENT OF OFFICIAL ZONING MAP	34
SECTION 303 – RULES FOR INTERPRETATION OF DISTRICT BOUNDARIES.....	34
ARTICLE IV: GENERAL REGULATIONS	36
SECTION 400 – APPLICATION OF REGULATIONS.....	36
SECTION 401 – DIMENSIONAL CONTROLS.....	37
SECTION 402 – PUBLIC/QUASI-PUBLIC FACILITIES AND UTILITIES.....	38
SECTION 403 – DIMENSIONAL REQUIREMENTS FOR PUBLIC/QUASI-PUBLIC FACILITIES AND UTILITIES IN ALL DISTRICTS	38
SECTION 404 – BUFFER YARDS/SCREENING STANDARDS.....	38
SECTION 405 – HOME OCCUPATIONS	43
SECTION 406 – PORTABLE STORAGE UNITS.....	44
SECTION 407 – STREET ACCESS REQUIRED	44
SECTION 408 – COMPLIANCE WITH THE STATE DEPARTMENT OF HEALTH	44
SECTION 409 – PLOT PLAN REQUIRED	45
SECTION 410 – SURFACE MINING.....	45
SECTION 411 – MAINTENANCE AND LIABILITY OF DEDICATED OPEN SPACE, SCREENS AND BUFFERS	45
SECTION 412 – SKIRTING REQUIREMENTS FOR CERTAIN STRUCTURES	45
SECTION 413 – MATERIALS AND GROWTH CONSTITUTING PUBLIC HEALTH AND/OR SAFETY HAZARD PROHIBITED.....	45
SECTION 414 – PARKING AND STORAGE OF VEHICLES REQUIRING LICENSES.....	45

SECTION 415 – LARGE TRUCKS PROHIBITED IN PLATTED RESIDENTIAL ZONED SUBDIVISIONS.....	46
SECTION 416 – LIVESTOCK AND WILD ANIMALS PROHIBITED IN PLATTED RESIDENTIAL SUBDIVISIONS	46
SECTION 417 – FOOD TRUCKS AND MOBILE VENDORS.....	46
SECTION 418 – PROHIBITION ON RECREATIONAL VEHICLE, STORAGE BUILDINGS AND CONTAINERS AS DWELLINGS	47
SECTION 419 – MEDICAL CANNABIS ESTABLISHMENT	47
SECTION 420 – SHORT TERM RENTAL.....	48
SECTION 421 – WIRELESS COMMUNICATION TOWERS.....	49
SECTION 422 – UTILITY SCALE SOLAR PROJECTS	49
ARTICLE V: OFF-STREET PARKING REQUIREMENTS	52
SECTION 500 – PURPOSE OF THIS ARTICLE	52
SECTION 501 – OFF-STREET PARKING	52
ARTICLE VI: NONCONFORMITIES	55
SECTION 600 – PURPOSE OF THIS ARTICLE	55
SECTION 601 – TYPES OF NONCONFORMITIES.....	55
SECTION 602 – REGULATIONS CONCERNING NONCONFORMING UNDEVELOPED LOTS OF RECORD.....	56
SECTION 603 – REGULATIONS CONCERNING NONCONFORMING STRUCTURES	56
SECTION 604 – REGULATIONS CONCERNING NONCONFORMING USES OF LAND (OR LAND WITH MINOR STRUCTURES ONLY).....	57
SECTION 605 – REGULATIONS CONCERNING NONCONFORMING USES OF MAJOR STRUCTURES OR OF MAJOR STRUCTURES AND LAND IN COMBINATION	57
ARTICLE VII: ADMINISTRATION AND ENFORCEMENT	59
SECTION 700 – PURPOSE OF THIS ARTICLE	59
SECTION 701 – DUTIES, POWERS, AND LIMITATION OF POWERS OF THE ZONING ADMINISTRATOR IN THE ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE	59
SECTION 702 – CREATION AND DUTIES OF THE RANKIN COUNTY PLANNING COMMISSION.....	60
SECTION 703 – DUTIES OF THE BOARD OF SUPERVISORS IN THE ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE	61
SECTION 704 – DIMENSIONAL VARIANCES.....	61
SECTION 705 – CONDITIONAL USES (SPECIAL EXCEPTIONS)	63
SECTION 706 – AMENDMENTS TO THE ZONING ORDINANCE TEXT OR THE OFFICIAL ZONING MAP (REZONING).....	64
SECTION 707 – SITE PLAN REVIEW: PURPOSES AND WHEN REQUIRED	65
SECTION 708 – SITE PLAN REVIEW PROCEDURES	66
SECTION 709 – SPECIFICATIONS FOR ALL REQUIRED SITE PLANS.....	67
SECTION 710 – CRITERIA FOR SITE PLAN REVIEW	69

SECTION 711 – PUBLIC HEARING NOTICES AND PROCEDURES	71
SECTION 712 – FEES	74
SECTION 713 – APPEALS	74
SECTION 714 – ORDINANCE ENFORCEMENT	75
ARTICLE VIII: MISCELLANEOUS PROVISIONS.....	76
SECTION 800 – PURPOSE OF THIS ARTICLE	76
SECTION 801 – OMISSION CLAUSE	76
SECTION 802 – SEPARABILITY AND VALIDITY CLAUSE	76
SECTION 803 – REPEAL OF CONFLICTING ORDINANCES OR PARTS THEREOF	76
SECTION 804 – REFERENCES INCLUDE SUBSEQUENT REVISIONS, AMENDMENTS OR ENACTMENTS	76
SECTION 805 – FAILURE TO ENFORCE ORDINANCE	76
SECTION 806 – EFFECTIVE DATE OF ORDINANCE	77
SECTION 807 – ADOPTION CLAUSE.....	77
ARTICLE IX: AGRICULTURAL GENERAL DISTRICT (A-1)	79
SECTION 900 – PURPOSE OF THIS DISTRICT.....	79
SECTION 901 – LAND USES PERMITTED OUTRIGHT.....	79
SECTION 902 – CONDITIONAL USES AND STRUCTURES	79
SECTION 903 – DIMENSIONAL REQUIREMENTS	80
SECTION 904 – SITE PLAN REQUIRED.....	80
ARTICLE X: AGRICULTURAL INTENSIVE DISTRICT (A-2)	82
SECTION 1000 – PURPOSE OF THIS DISTRICT	82
SECTION 1001 – LAND USES PERMITTED.....	82
SECTION 1002 – CONDITIONAL USES AND STRUCTURES	82
SECTION 1003 – DIMENSIONAL REQUIREMENTS	83
SECTION 1004 – SITE PLAN REQUIRED.....	83
ARTICLE XI: RESIDENTIAL ESTATE DISTRICT (RE-1).....	85
SECTION 1100 – PURPOSE OF THIS DISTRICT	85
SECTION 1101 – LAND USES PERMITTED.....	85
SECTION 1102 – CONDITIONAL USES AND STRUCTURES	85
SECTION 1103 – DIMENSIONAL REQUIREMENTS	86
SECTION 1104 – SITE PLAN REQUIRED.....	87
ARTICLE XII: RESIDENTIAL ESTATE MIXED DISTRICT (RE-1A)	89
SECTION 1200 – PURPOSE OF THIS DISTRICT	89
SECTION 1201 – LAND USES PERMITTED.....	89
SECTION 1202 – CONDITIONAL USES AND STRUCTURES	89

SECTION 1203 – DIMENSIONAL REQUIREMENTS	90
SECTION 1204 – SITE PLAN REQUIRED.....	91
ARTICLE XIII: SINGLE-FAMILY RESIDENTIAL DISTRICT (R-1).....	93
SECTION 1300 – PURPOSE OF THIS DISTRICT	93
SECTION 1301 – LAND USES PERMITTED.....	93
SECTION 1302 – CONDITIONAL USES AND STRUCTURES	93
SECTION 1303 – DIMENSIONAL REQUIREMENTS	94
SECTION 1304 – SITE PLAN REQUIRED.....	94
ARTICLE XIV: MODERATE DENSITY RESIDENTIAL DISTRICT (R-1B).....	96
SECTION 1400 – PURPOSE OF THIS DISTRICT	96
SECTION 1401 – LAND USES PERMITTED.....	96
SECTION 1402 – CONDITIONAL USES AND STRUCTURES	96
SECTION 1403 – DIMENSIONAL REQUIREMENTS	97
SECTION 1404 – SITE PLAN REQUIRED.....	97
ARTICLE XV: MEDIUM DENSITY RESIDENTIAL DISTRICT (R-1C).....	99
SECTION 1500 – PURPOSE OF THIS DISTRICT	99
SECTION 1501 – LAND USES PERMITTED.....	99
SECTION 1502 – CONDITIONAL USES AND STRUCTURES	99
SECTION 1503 – DIMENSIONAL REQUIREMENTS	100
SECTION 1504 – SITE PLAN REQUIRED.....	100
ARTICLE XVI: PATIO HOME RESIDENTIAL DISTRICT (R-ID)	102
SECTION 1600 – PURPOSE OF THIS DISTRICT	102
SECTION 1601 – LAND USES PERMITTED.....	102
SECTION 1602 – CONDITIONAL USES AND STRUCTURES	102
SECTION 1603 – DIMENSIONAL REQUIREMENTS	102
SECTION 1604 – REQUIRED OPEN SPACE RESERVATION	103
SECTION 1605 – SITE PLAN REQUIRED.....	104
ARTICLE XVII: TOWNHOUSE RESIDENTIAL DISTRICT (R-3)	106
SECTION 1700 – PURPOSE OF THIS DISTRICT	106
SECTION 1701 – LAND USES PERMITTED.....	106
SECTION 1702 – CONDITIONAL USES AND STRUCTURES	106
SECTION 1703 – DIMENSIONAL REQUIREMENTS	107
SECTION 1704 – REQUIRED OPEN SPACE RESERVATION	107
SECTION 1705 – PROPERTY LINES BETWEEN ADJOINING TOWNHOUSES.....	109
SECTION 1706 – UNDERGROUND UTILITY CONNECTIONS FOR TOWNHOUSES.....	109

SECTION 1707 – SITE PLAN REQUIRED.....	109
ARTICLE XVIII: HIGH DENSITY RESIDENTIAL DISTRICT (R-4).....	111
SECTION 1800 – PURPOSE OF THIS DISTRICT	111
SECTION 1801 – LAND USES PERMITTED.....	111
SECTION 1802 – CONDITIONAL USES AND STRUCTURES	111
SECTION 1803 – DIMENSIONAL REQUIREMENTS	112
SECTION 1804 – REQUIRED OPEN SPACE RESERVATION	112
SECTION 1805 – SITE PLAN REQUIRED.....	113
ARTICLE XIX: PLANNED UNIT DEVELOPMENT DISTRICT (PUD)	115
SECTION 1900 – PURPOSE OF THIS DISTRICT	115
SECTION 1901 – PLANNED UNIT DEVELOPMENTS SHALL BE SUPERIMPOSED DISTRICTS.....	115
SECTION 1902 – REZONING REQUIRED FOR DEVELOPMENT OF PORTION OF PUD FOR TOWNHOUSES, PATIO HOMES, MULTIPLE-FAMILY RESIDENTIAL, OR COMMERCIAL USES.....	115
SECTION 1903 – LAND USES PERMITTED	116
SECTION 1904 – CONDITIONAL USES AND STRUCTURES	116
SECTION 1905 – DIMENSIONAL REQUIREMENTS	116
SECTION 1906 – DIMENSIONAL REQUIREMENTS FOR TOWNHOUSES, PATIO HOMES, MULTIPLE FAMILY RESIDENTIAL AND COMMERCIAL PORTIONS OF A PUD	117
SECTION 1907 – REQUIRED COMMON OPEN SPACE RESERVATION	117
SECTION 1908 – AS BUILT LETTER.....	119
SECTION 1909 – SITE PLAN REQUIRED.....	119
ARTICLE XX: MANUFACTURED HOME PARK DISTRICT (MHP).....	121
SECTION 2000 – PURPOSE OF THIS DISTRICT	121
SECTION 2001 – LAND USES PERMITTED	121
SECTION 2002 – CONDITIONAL USES AND STRUCTURES	121
SECTION 2003 – BUILDING PERMIT REQUIRED	122
SECTION 2004 – DIMENSIONAL REQUIREMENTS	122
SECTION 2005 – OFF-STREET PARKING REQUIREMENTS.....	123
SECTION 2006 – PRIVATE STREETS WITHIN MANUFACTURED HOME PARKS	123
SECTION 2007 – UTILITIES AND DRAINAGE	123
SECTION 2008 – FREEDOM FROM FLOODING AND PONDING	123
SECTION 2009 – REFUSE COLLECTION FACILITIES.....	123
SECTION 2010 – EXTERIOR LIGHTING	123
SECTION 2011 – SITE PLAN REQUIRED.....	124
ARTICLE XXI: MANUFACTURED HOME SUBDIVISION DISTRICT (MHS)	126

SECTION 2100 – PURPOSE OF THIS DISTRICT	126
SECTION 2101 – LAND USES PERMITTED	126
SECTION 2102 – CONDITIONAL USES AND STRUCTURES	126
SECTION 2103 – DIMENSIONAL REQUIREMENTS	127
SECTION 2104 – COMPLIANCE WITH RANKIN COUNTY SUBDIVISION REGULATIONS	127
SECTION 2105 – SITE PLAN REQUIRED	127
ARTICLE XXII: RESIDENTIAL MIXED DISTRICT(R-MX)	129
SECTION 2200 – PURPOSE OF THIS DISTRICT	129
SECTION 2201 – LAND USES PERMITTED	129
SECTION 2202 – CONDITIONAL USES AND STRUCTURES	129
SECTION 2203 – DIMENSIONAL REQUIREMENTS	129
SECTION 2204 – SITE PLAN REQUIRED	130
ARTICLE XXIII: RESTRICTED BUSINESS/PROFESSIONAL DISTRICT (P-1)	132
SECTION 2300 – PURPOSE OF THIS DISTRICT	132
SECTION 2301 – LAND USES PERMITTED	132
SECTION 2302 – CONDITIONAL USES AND STRUCTURES	132
SECTION 2303 – DIMENSIONAL REQUIREMENTS	133
SECTION 2304 – SITE PLAN REQUIRED	134
ARTICLE XXIV: GENERAL COMMERCIAL DISTRICT (C-2)	136
SECTION 2400 – PURPOSE OF THIS DISTRICT	136
SECTION 2401 – LAND USES PERMITTED	136
SECTION 2402 – CONDITIONAL USES AND STRUCTURES	137
SECTION 2403 – DIMENSIONAL REQUIREMENTS	138
SECTION 2404 – SITE PLAN REQUIRED	139
ARTICLE XXV: MAJOR THOROUGHFARES COMMERCIAL DISTRICT (C-3)	141
SECTION 2500 – PURPOSE OF THIS DISTRICT	141
SECTION 2501 – LAND USES PERMITTED	141
SECTION 2502 – CONDITIONAL USES AND STRUCTURES	142
SECTION 2503 – DIMENSIONAL REQUIREMENTS	143
SECTION 2504 – SITE PLAN REQUIRED	143
ARTICLE XXVI: ADULT ENTERTAINMENT COMMERCIAL DISTRICT (C-4)	145
SECTION 2600 – PURPOSE OF THIS DISTRICT	145
SECTION 2601 – LAND USES PERMITTED	145
SECTION 2602 – CONDITIONAL USES AND STRUCTURES	145
SECTION 2603 – DIMENSIONAL REQUIREMENTS	146

SECTION 2604 – SITE PLAN REQUIRED.....	147
ARTICLE XXVII: LIMITED INDUSTRIAL DISTRICT (I-1)	149
SECTION 2700 – PURPOSE OF THIS DISTRICT	149
SECTION 2701 – LAND USES PERMITTED.....	149
SECTION 2702 – CONDITIONAL USES AND STRUCTURES	150
SECTION 2703 – DIMENSIONAL REQUIREMENTS	151
SECTION 2704 – SITE PLAN REQUIRED.....	151
ARTICLE XXVIII: HEAVY INDUSTRIAL DISTRICT (I-2).....	153
SECTION 2800 – PURPOSE OF THIS DISTRICT	153
SECTION 2801 – LAND USES PERMITTED.....	153
SECTION 2802 – CONDITIONAL USES AND STRUCTURES	153
SECTION 2803 – DIMENSIONAL REQUIREMENTS	154
SECTION 2804 – SITE PLAN REQUIRED.....	155
ARTICLE XXIX: SPECIAL USE DISTRICT (S-1)	157
SECTION 2900 – PURPOSE OF THIS DISTRICT	157
SECTION 2901 – LAND USES PERMITTED.....	157
SECTION 2902 – CONDITIONAL USES AND STRUCTURES	158
SECTION 2903 – DIMENSIONAL REQUIREMENTS	158
SECTION 2904 – SITE PLAN REQUIRED.....	159
ARTICLE XXX: RESERVOIR COMMUNITY DISTRICT (RCD)	161
SECTION 3000 – PURPOSE OF THIS DISTRICT	161
SECTION 3001 – RESERVOIR COMMUNITY DISTRICT IS A SUPERIMPOSED DISTRICT.....	161
SECTION 3002 – LAND USES PERMITTED.....	161
SECTION 3003 – CONDITIONAL USES AND STRUCTURES	161
SECTION 3004 – LAND USES NOT PERMITTED.....	162
SECTION 3005 – DIMENSIONAL REQUIREMENTS	162
SECTION 3006 – SITE PLAN REQUIRED.....	162
SECTION 3007 – PARKING	162
SECTION 3008 – ACCESSORY STRUCTURES.....	163
SECTION 3009 – SIGN REGULATIONS FOR RESERVOIR COMMUNITY DISTRICT	163
ARTICLE XXXI: FLOOD PRESERVATION OVERLAY DISTRICT (FP)	170
SECTION 3100 – PURPOSE OF THIS DISTRICT	170
SECTION 3101 – RESERVOIR COMMUNITY DISTRICT IS A SUPERIMPOSED DISTRICT.....	170
SECTION 3102 – PROHIBITIONS ON DEVELOPMENT	170
SECTION 3103 – LAND USES PERMITTED.....	171

SECTION 3104 – CONDITIONAL USES AND STRUCTURES 171

SECTION 3105 – DIMENSIONAL REQUIREMENTS 171

SECTION 3106 – SITE PLAN REQUIRED..... 171



ZONING REGULATIONS RANKIN COUNTY, MISSISSIPPI

AN ORDINANCE ESTABLISHING COMPREHENSIVE ZONING REGULATIONS FOR RANKIN COUNTY, MISSISSIPPI, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND AMENDMENT THEREOF, AND FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH.

PREAMBLE

WHEREAS, the Statutes of the State of Mississippi, Section 17-1-1 to 17-1-27, inclusive, of the **Mississippi Code of 1972**, annotated, as amended, empower the Rankin County, Mississippi, to enact a Zoning Ordinance and to provide for its administration, enforcement and amendment; and

WHEREAS, Section 17-1-9 of the **Mississippi Code of 1972**, annotated, as amended, states that "zoning regulations shall be made in accordance with a comprehensive plan, and designed to lessen congestion in the streets; to secure safety from fire, panic, and other dangers; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks, and other public requirements; and

WHEREAS, Section 17-1-1 of the **Mississippi Code of 1972**, annotated, as amended, defines the term "comprehensive plan" as "a statement of public policy for the physical development of the entire municipality or county adopted by resolution of the governing body, consisting of the following elements at a minimum: (1) goals and objectives for the long-range (twenty to twenty-five years) development of the county or municipality---; (2) a land use plan---; (3) a transportation plan---; and (4) a community facilities plan---"; and

WHEREAS, Section 17-1-11 of the **Mississippi Code of 1972**, annotated, as amended, states that "the governing authority of each municipality and county may provide for the preparation, adoption, amendment, extension and carrying out of a comprehensive plan---;" and

WHEREAS, the Board of Supervisors have adopted by resolution a Comprehensive Plan, following public hearings relative to same; and

WHEREAS, the Board of Supervisors have divided the County into districts and adopted regulations pertaining to such districts, and have given reasonable consideration among other things, to the character of the districts and their particular suitability for particular uses, with a view to conserving the value of property and encouraging the most appropriate use of land throughout the County; and

WHEREAS, the Board of Supervisors have given due public notice of a hearing relating to said zoning ordinance and map and have held a public hearing in accordance with the requirements of Section 17-1-15 of the **Mississippi Code of 1972**, annotated, as amended:

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF RANKIN COUNTY, MISSISSIPPI, THAT THIS ORDINANCE SHALL GOVERN THE USE OF ALL LAND WITHIN THE BOUNDARIES OF RANKIN COUNTY, MISSISSIPPI.

ARTICLE I: TITLE AND PURPOSE

SECTION 100 – TITLE

The Ordinance shall be known as the "Zoning Ordinance of Rankin County, Mississippi," and may be so cited, and further reference elsewhere as "Zoning Ordinance," and herein as "the Ordinance" or "this Ordinance" shall imply the same wording and meaning as the full title.

SECTION 101 – PURPOSE

The purpose of this Ordinance is to preserve and promote the public health, safety, morals, and general welfare of the citizens of Rankin County and of the public generally through the regulation of: the location, height, number of stories, size of buildings and other structures; the density and distribution of population, size of yards and other open spaces; and the use of buildings, structures, and land for commercial, industrial, residential and other purposes.

ARTICLE II: INTERPRETATION AND DEFINITIONS

SECTION 200 – RULES FOR WORDS AND PHRASES

For the purpose of this Ordinance, words used in the present tense include the future tense; words in the singular number include the plural number, and words in the plural number include the singular number; the word "shall" is mandatory and not directory; the word "may" is permissive; the word "used" includes "designed" and "intended or arranged to be used or occupied"; and the word "person" includes a firm, association, organization, partnership, trust, foundation, company or corporation as well as an individual.

SECTION 201 – DEFINITIONS

For the purpose of this Ordinance certain words, phrases and terms used herein shall be interpreted as stated in this Article II. Any word, phrase or term not defined herein shall be defined by the Zoning Administrator, the interpretation based on its common and ordinary usage.

Accessory Structure or Use: Any detached structure or use which is subordinate or incidental to the main building or an existing dominant use of the lot or premises, excluding driveways, sidewalks and fences.

Adult Entertainment Use (or Activity or Establishment): An adult arcade, adult bookstore, adult cabaret, adult motel, adult motion picture theater, or similar establishment which regularly features or depicts behavior which is characterized by the exposure of "specified anatomical areas" (as defined by this Ordinance), or where any employee, operator or owner exposes his/her "specified anatomical area" for viewing of patrons. Such adult entertainment uses may further be defined as follows:

Adult Arcade: An establishment where, for any form of consideration, one or more motion picture projectors, or similar machines, for viewing by five or fewer persons each, are used to show films, motion pictures, video cassettes, slides or other photographic reproductions which are characterized by emphasis upon the depiction or description of "specified sexual activities" (as defined by this Ordinance) or "specified anatomical areas."

Adult Bookstore: An establishment which has as a substantial portion of its stock-in-trade and offers for sale for any form of consideration any one or more of the following:

- A. Books, magazines, periodicals, or other printed matter, or photographs, films motion pictures, video cassettes, slide or other visual representations which are characterized by an emphasis upon the depiction or description of "specified sexual activities" or "specified anatomical areas," or
- B. instruments, devices or paraphernalia which are designed for use in connection with "specified sexual activities."

Adult Cabaret: A nightclub, bar, restaurant, theater, or similar establishment which regularly features live performances which are characterized by the exposure of "specified anatomical areas" or by "specified sexual activities," or films, motion pictures, video cassettes, slides or other photographic reproductions which are characterized by an emphasis upon the depiction or description of "specified anatomical areas" or by "specified sexual activities."

Adult Motel: A motel or similar establishment which includes the word "adult" in any name it uses or otherwise advertises the presentation of adult material, offering public accommodations for any form of consideration which provides patrons with closed-circuit television transmissions, films, motion pictures, video cassettes, slides or other photographic reproductions which are characterized by an emphasis upon the depiction or description of "specified anatomical areas" or by "specified sexual activities."

Adult Motion Picture Theater: An establishment where, for any form of consideration, films, motion pictures, video cassettes, slides or other photographic reproductions are shown, and in which a substantial portion of the total presentation time is devoted to the showing of material which is characterized by an emphasis upon the depiction or description of "specified anatomical areas" or by "specified sexual activities."

Alley: A public or private right-of-way primarily designed to serve as a secondary access to the sides or rear of those properties for which principal frontage is on some other street; alleys are intended to provide access for refuse collection, loading/unloading and for fire protection.

Animal Control Ordinance: When used in this Ordinance, this term shall refer to the Animal Control Ordinance of Rankin County.

Apartment: A dwelling unit located in a multiple family structure for occupancy by one family only, either rented or leased to the occupants. See also "Condominium."

Arterial Street/Highway: See "Street."

Assisted Living: Assisted refers to a type of physical assistance rather than monetary assistance. In assisted living facilities, residents live independently in apartment or condominium style accommodation, and may be assisted by the provision of meals, housekeeping, security and social programs. Additional planned care, such as bathing, dressing and assistance with medication may also be provided.

Bar: A structure or part of a structure used primarily for the sale or dispensing of liquor by the drink.

Basement: A story wholly or partially underground. For the purpose of height regulation, a basement shall be counted as a story when more than one-half of its height is above the average grade level.

Bed and Breakfast Service: A small hotel or, more often, a private home permanently occupied by the owners thereof who personally attend to the needs of the itinerant visitors while said

visitors are on site that offers overnight accommodations on a short-term rental basis and provides for a prepared, sit-down, hot, breakfast meal each day of the stay.

Boarding House (Lodging or Rooming House): A building other than a hotel or motel, where, for compensation and by prearrangement for definite periods, meals and/or lodging are provided for three or more but not exceeding twelve persons (other than family members) on a weekly or monthly basis.

Buffer Area: An area so planned which acts as a buffer or separation area between two or more uses or structures not compatible due to design, function, use or operation.

Buildable Area, Maximum: That portion of a lot remaining after required yards have been provided.

Buffer Yard/Strip: A strip of land, identified on a site plan or by the zoning ordinance, which acts to separate two or more incompatible uses and/or districts. Normally, the area is landscaped and kept in open space use.

Building: Any structure having a roof supported by columns or walls and intended for shelter, housing or enclosure of persons, animals, equipment, goods, or materials. The term "building" shall be construed as if followed by the words "or part thereof."

Building, Fully-Enclosed: A building having walls on all sides.

Building Height: The vertical distance measured from the average elevation of the finished grade within twenty feet of the structure to the highest point of the roof.

Building Permit: A permit issued by the County official designated by the Rankin County Board of Supervisors authorizing the construction, placement or structural alteration of a specific building on a specific lot.

Building, Portable: Any building that is portable in nature, without any wheels, and built on a chassis or frame designed and constructed to be used without a permanent foundation. Building permits are required prior to the placement of such buildings on any lot. Such buildings shall not be used as a dwelling.

Building Setback Line: See "Setback Line."

Building, Structural Alteration of: Any change or rearrangement in the supporting members, including bearing walls, beams, columns, or girders of a building.

Cannabis: As defined in Mississippi Code, all parts of the plant of the genus cannabis, the flower, the seeds thereof, the resin extracted from any part of the plant and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or its resin, including whole plant extracts. Such term shall not mean cannabis-derived drug products approved by the federal Food and Drug Administration under Section 505 of the Federal Food, Drug and Cosmetic Act.

Cannabis Cultivation Facility: A business entity licensed and registered by the Mississippi Department of Health that acquires, grows, cultivates and harvests medical cannabis in an indoor, enclosed, locked and secure area.

Cannabis Disposal Entity: A business entity licensed and registered by the Mississippi Department of Health that is involved in the commercial disposal or destruction of medical cannabis.

Cannabis Processing Facility: A business entity licensed and registered by the Mississippi Department of Health that (i) acquires or intends to acquire cannabis from a cultivation facility; (ii) possesses cannabis with the intent to manufacture a cannabis product; (iii) manufactures or intends to manufacture a cannabis product from unprocessed cannabis or a cannabis extract; and (iv) sells or intends to sell a cannabis product to a medical cannabis dispensary, cannabis testing facility, or cannabis research facility.

Cannabis Products: Cannabis flower, concentrated cannabis, cannabis extracts and products that are infused with cannabis or an extract thereof and are intended for use or consumption by humans. The term includes, without limitation, edible cannabis products, beverages, topical products, ointments, oils, tinctures and suppositories that contain tetrahydrocannabinol (THC) and/or cannabidiol (CBD) except those products excluded from control under Sections 41-29-113 and 41-29-136 of the Mississippi Code.

Cannabis Research Facility: A research facility at any university or college or an independent entity licensed and registered by the Mississippi Department of Health pursuant to Mississippi Code that acquires cannabis from cultivation and processing facilities in order to research cannabis, develop best practices for specific medical conditions, develop medicines and provide commercial access for medical use.

Cannabis Testing Facility: An independent entity licensed and registered by the Mississippi Department of Health that analyzes the safety and potency of cannabis.

Cannabis Transportation Entity: An independent entity licensed and registered by the Mississippi Department of Health that is involved in the commercial transportation of medical cannabis.

Medical Cannabis: Cannabis, cannabis products and edible cannabis that are intended to be used by registered qualifying patients as provided by Mississippi Code.

Medical Cannabis Dispensary: An entity licensed and registered with the Mississippi Department of Revenue that acquires, possesses, stores, transfers, sells, supplies or dispenses medical cannabis, equipment used for medical cannabis, or related supplies and education materials to cardholders.

Medical Cannabis Establishment: A cannabis cultivation facility, cannabis processing facility, cannabis testing facility, cannabis dispensary, cannabis transportation entity, cannabis disposal entity or cannabis research facility licensed and registered by the appropriate state agency.

Canopy: A roof-like structure which is not enclosed by walls on all sides and may or may not project from a building.

Carport: A roofed structure providing space for the parking or storage of motor vehicles and enclosed on not more than three sides.

Cemetery: Property used for the interring of the dead. ALL cemeteries are considered public/quasi-public facilities, subject to the regulations of Section 402.

Certificate of Occupancy: A certificate issued by the County official designated by the Rankin County Board of Supervisors to ensure that new or altered buildings or structures are in conformance with the provisions of the Zoning Ordinance and any other Federal, State, and County laws (such as water, sewer, and other necessary infrastructure is in place) and to have a record on the point.

Change of Use: An alteration or change from a previous use of land, buildings, or structures to another use of land, buildings, or structures.

Child Care Facility: A place which provides shelter and personal care for six (6) or more children who are not related to the operator, whether such place be organized or operated for profit or not.

County: Rankin County, Mississippi.

Clinic: A facility for diagnosis and treatment of medical, chiropractic, dental or psychological outpatients, provided that patients are not kept overnight, and which may be used by one or a group of medical or dental practitioners. These shall be regulated as a commercial use.

Collector Street: See "Street."

Compatibility: The characteristics of different uses or activities that permit them to be located near each other in harmony and without conflict. Some elements affecting compatibility include: residential density; pedestrian or vehicular traffic generated; volume of goods handled; and such environmental effects such as noise, vibration, glare, air pollution, or radiation.

Comprehensive Plan: In accordance with Section 17-1-1 of the **Mississippi Code of 1972**, Annotated, As Amended, "comprehensive plan" shall be defined as "a statement of public policy for the physical development of the entire municipality---adopted by resolution of the governing body, consisting of the following elements at a minimum: (I)Goals and Objectives---; (ii) a Land Use Plan---; (iii) a Transportation Plan---; and (iv) a Community Facilities Plan---." Community Facilities Plan: One of the elements of a Comprehensive Plan. Section 17-1-1 of the **Mississippi Code of 1972**, Annotated, As Amended, defines the term as follows: "a community facilities plan (serves as) a basis for a capital improvements program including, but not limited to, the following: housing; schools; parks and recreation; public buildings and facilities; and utilities and drainage."

Conditional Use (Special Exception): A land use which would not generally be appropriate in a particular zoning district, but which, with certain restrictions or conditions, would in the

judgement of the Board of Supervisors promote the public health, safety, morals, or general welfare of the County and would not adversely affect adjacent properties. A permit (building permit or change of use permit) granted by the Board of Supervisors for the initiation of a conditional use (with the necessary restrictions included) will not change the zoning of the property involved and will allow such use to continue as long as the specific use granted by the conditional use remains the same. Also referred to as a "Special Exception."

Condominium: Real property consisting of an undivided interest in common of a portion of a parcel of real property, plus a separate interest in space in a residential, office, commercial or other land use. (From: **Mississippi Code of 1972**, Annotated, Section 89-9-7.) See also "Apartment."

Conforming Use: Any lawful use of a building or lot which complies with the provisions of this Zoning Ordinance.

Containers: A container formerly used for transporting sea-going cargo, railroad cars, cabooses, semi-trailers, shipping containers, camper shells, or other units which slide off a chassis or frame including a body, box, or unit which is removed from a chassis.

Convalescent Home (Rest Home or Nursing Home): Those health facilities where persons are housed and furnished with meals and continuing nursing services for a fee.

Convenience Store: A store of retail sales area, which deals in grocery items of a convenience nature. Also, commonly referred to as a "drive-in" grocery store. No use contemplated by MS Code 41-137-1 is allowed.

Country Club: A land area and buildings containing recreational facilities, clubhouse and the usual accessory uses, open only to members and their guests for a membership fee. Country clubs are regulated as public/quasi-public facilities and are subject to the provisions of Section 402 of this Ordinance.

Coverage: That part of a lot covered by buildings.

Density: The intensity of land use and also the maximum intensity of use of a minimum lot or land area physically possible observing all yard, height, and lot or land area coverage provisions of this Zoning Ordinance, exclusive of any publicly dedicated rights-of-way.

Developer: The legal or beneficial owner or owners of a lot or of any land included in a proposed development including the holder of an option or contract to purchase, or other persons having enforceable proprietary interests in such land.

Development: The division of a parcel of land into two or more parcels; the construction, reconstruction, conversion, structural alteration, relocation or enlargement of any structure; any mining, excavation, landfill or land disturbance, and any use or extension of the use of land.

Development Plan: A drawing or set of drawings depicting the ultimate layout and proposed land uses for a large tract of land, usually involving varying lot sizes and/or different proposed land uses. A development plan of a subdivision may be considered the "sketch plat" if a

subdivision is to be constructed in phases. A development plan is sometimes referred to as a "master plan"; however, since the Comprehensive Plan for the County may also be called a "Master Plan," the term Master Plan is not used in this Ordinance.

Dimensional Variance: See "Variance."

Disabled Persons: Individuals suffering from a permanent condition resulting from a mental or physical impairment that leaves such persons unable to perform a "major life functions." (From: Accommodating Disabilities: Business Management Guide, published by the Commerce Clearing House, Inc., 1992; this publication deals with the requirements of the Americans with Disabilities Act).

District: Any section or sections of Rankin County for which regulations governing the use of land and the use, density, bulk, height, and coverage of buildings and other structures are established by this Ordinance.

Drainage Channel: A watercourse with a definite bed and banks which conduct and confine the normal continuous and intermittent flow of water.

Driveway: A private roadway providing access for vehicles to a parking space, garage, dwelling or other structure.

Drive-In Restaurant: See "Restaurant, Drive-In":

Dwelling: Any building, or portion thereof, or manufactured home, which is designed and used for human habitation.

Dwelling, Single-Family: A site-built residential building designed for occupancy by one family. For the purposes of this ordinance, single-family dwelling does not refer to Mobile, Manufactured, Modular, Panelized or Pre-Cut homes.

Dwelling, Two-Family (Duplex): A residential building designed to be occupied by two families living independently of each other.

Dwelling, Multiple-Family: Any residential building or portion thereof which is occupied by three or more families living independently of each other. The term "multiple-family dwelling" shall be understood to include apartment houses or "complexes" and condominiums.

Dwelling, Patio (or House or Home): A single-family dwelling unit that is constructed nearer the lot line on ONE SIDE (but not directly on either lot line) of a lot than the other side.

Dwelling Unit: A room or group of rooms occupied or intended to be occupied as separate living quarters.

Dwelling, Zero Lot Line: A detached single-family dwelling on a separate lot with open space setbacks on three sides. In order to be considered a true "zero lot line dwelling" the dwelling must rest directly against a lot line on one side of the lot; otherwise, it shall be considered a patio home.

Easement: A grant by the property owner to the public, a corporation or persons for the use of a strip of land for specific purposes.

Employee (Staff): Any person who is regularly on the premises of a business or industrial establishment for productive use on a part-time or full-time basis. For the purposes of this Ordinance the maximum number of employees on the premises of an establishment at one time shall constitute the number of employees.

Facilities and Utilities, Public/Quasi-Public: Any building, structure, system, use, or combination of uses, which is customarily and ordinarily provided by either public or private agencies, groups, societies, corporations, or organizations, whose purpose is the provision of necessary and desirable goods and/or services for the general public health, safety, and welfare. Such uses shall include, but not be limited to:

- A. Churches and other religious institutions.
- B. Schools, including all private, public or parochial schools, excluding institutions of higher learning which shall be zoned "Special Use" districts only.
- C. All governmental buildings (including municipal buildings and buildings erected by County, State or Federal governments) and major governmental facilities, such as water pumping stations, sewage treatment plants, sanitary landfills and the like. (Note: Public recreation and open space facilities are a land use permitted outright in any district, and such facilities are not subject to the regulations of Section 402 as conditional uses.)
- D. All hospitals, whether public or private.
- E. Convalescent homes, nursing homes or assisted living facilities.
- F. Civic organization buildings and major facilities.
- G. Buildings and facilities erected by charitable organizations (e.g., American Red Cross, Salvation Army, etc.); (Note: When such facilities are erected as emergency measures, they shall be exempt from the Special Exception provisions of this Ordinance, including site plan review and public hearing requirements).
- H. Country clubs and other major recreational facilities constructed by private groups.
- I. All cemeteries.
- J. Major facilities associated with privately-owned utilities (electrical, natural gas, telephone) including but not limited to electrical substations, telephone communications centers, microwave towers, cellular telephone antennas, natural gas pumping facilities and similar significant uses.

Factory-Built Dwelling or Home: A dwelling unit manufactured in part or whole within a factory to include Manufactured Home, Mobile Home, Modular Home, Panelized Home, and Pre-Cut Home.

Family: One person living alone, or two or more persons living together as a single, housekeeping unit, whether related to each other legally or not, as distinguished from a group occupying a boarding house, lodging house, hotel, motel, dormitory or similar dwelling for group use. A family shall be deemed to include domestic servants employed by said family when these servants are on-premise residents.

Feedlot: A confined area or structure, pen, or corral, used to fatten livestock prior to final shipment.

Floor Area: The sum of the gross horizontal area of all floors of a building, excluding all porches, balconies, garages or carports, measured from the interior face of the exterior walls, or from the centerline of a wall separating two buildings.

Food Truck (or Mobile Vendor): A vehicle equipped with facilities for cooking and selling food or from which food is sold. The vehicle shall remain on wheels at all times.

Frontage: Property on one side of a street measured along the line of the street, or in the case of a corner lot or "through lot," the property on each street measured along the lines of both streets.

Funeral Home (or Mortuary): A building used for the preparation of deceased human bodies for burial or cremation and the display of the deceased and ceremonies connected therewith before burial or cremation.

Future Land Use Plan: See "Land Use Plan."

Garage (Private): The term "garage" shall mean a private garage, which is a fully enclosed portion of a main building or a fully enclosed accessory building (i.e., detached from the main building) and used primarily for the storage of privately owned automobiles.

Garage, Mechanical (Repair Shop): A building or portion thereof, other than a private or storage garage, designed or used for servicing, repairing, equipping of motor-driven vehicles and the storage of such vehicles; also include selling, renting, or leasing of motor-driven vehicles in conjunction with repair work.

Garage, Storage: A building or portion thereof, other than a private garage, used exclusively for the parking or storage of motor-driven vehicles, with no other facilities provided except facilities for washing. Also referred to as a parking garage.

Gasoline Service Station: Any area of land, including the structures thereon, that is primarily used for the retail sale of gasoline, diesel fuel, oil or automobile accessories and incidental services including facilities for lubricating, washing (either automatic or by hand) and cleaning, or otherwise servicing automobiles and light trucks. This term does not include the painting or major repair of vehicles.

Goals and Objectives: One of the elements of a Comprehensive Plan. Section 17-1-1 (c)(ii) of the Mississippi Code of 1972, Annotated, As Amended, defines the term as follows: "goals and

objectives (are a list of policies, adopted by the governing authorities) for the long-range (twenty to twenty-five years) development of the county or municipality. Required goals and objectives shall address, at a minimum, residential, commercial, and industrial development; parks, open space and recreation, street or road improvements; public schools and community facilities."

Grade or Grade Level: The finished elevation of land after completion of site preparations for construction.

Grandfather Clause: The section of the zoning ordinance which allows existing non-conforming uses, buildings, structures, and lots to continue until they are removed by any means.

Ground Disturbance: Any activity that results in the disturbance of the earth as a result of excavating, digging, trenching, ploughing, drilling, tunneling, backfilling, blasting, topsoil stripping, land leveling, pit removing, quarrying, or grading.

Homeowners Association: A non-profit organization (corporate or otherwise) operating under recorded land agreements through which each property owner is automatically subject to a charge for a proportionate share of expenses for maintaining common open space, other activities and facilities.

Home Occupation: Any activity carried out for gain by a resident conducted as an accessory use in the resident's dwelling unit or an accessory building.

Hospital: A public or quasi-public institution where sick or injured persons are given medical care and in the course of same are housed overnight, fed and provided nursing and related services.

Hospital, Veterinary: A facility where sick or injured animals are given medical or surgical care and, in the course of same, may be housed overnight, fed, and provided related services.

Hotel or Motel: A building or buildings where lodging, food and various personal services are provided for more than twenty (20) persons, who are usually but not always transients, for compensation. Hotels and motels shall be considered a commercial use.

Independent Living: Residents of independent living facilities are totally independent. However, limited services may be provided on an as-needed basis.

Industry, Heavy: Those industrial uses which are not fully enclosed and/or which generate substantial amounts of noise, vibration, odors or possess other objectionable characteristics.

Industry, Limited (Light): Those industrial uses including manufacturing activities conducted wholly within completely enclosed buildings (except for the temporary storage within adequately screened or buffered areas of articles, materials, or other matter to be processed, assembled or otherwise changed) and other industrial-related activities which do not generate objectionable odors, smoke, fumes, vibration, or excessive noise.

Industry, "Wet-Type": Those heavy industrial uses which require the discharge of by-products or processed waste water through the sewer system. Such industrial uses shall be permitted as a conditional use only in the Heavy Industrial Districts (I-2).

Inn (or "Bed and Breakfast Inn"): An establishment operated in conjunction with a private dwelling where lodging is available or lodging and food are available for up to twenty (20) persons for compensation.

Internal Building Space: The required minimum space between principal or accessory buildings on the same lot.

Junk Yards: A place where waste and discharged or salvaged materials are bought, sold, exchanged, baled, packed, disassembled or handled, including auto wrecking yards, used lumber yards, house dismantling yards, and places or yards for storage of salvaged house wrecking and structural steel materials and equipment; but excluding places where such uses are conducted entirely within a completely enclosed building, and not including pawn shops and establishments for the sale, purchase, or storage of used furniture and household equipment, used cars in operable condition or salvaged materials incidental to manufacturing operations.

Kennel: A facility other than a residence, where four or more dogs or cats, or a combination thereof, are boarded, whether by the owners of the animals or other persons, with or without compensation. A kennel shall be considered a commercial use.

Landscaping: The addition of lawns, trees, plants, and other natural or decorative features to land, including lakes and watercourses. Landscape treatment can include walks or patios.

Land Use Plan: One of the elements of a Comprehensive Plan, usually developed concurrently with the Transportation/ Thoroughfares Plan. Section 17-1-1 (c)(ii) of the **Mississippi Code of 1972**, Annotated, As Amended, defines the term as follows: "a land use plan designates in map or policy form the proposed general distribution and extent of the use of land for residences, commerce, industry, recreation, and open space, public/ quasi-public facilities and lands. Background information shall be provided concerning the specific meaning of land use categories depicted in the plan in terms of the following: residential densities; intensity of commercial uses; industrial and public/quasi-public uses; and any other information needed to adequately define the meaning of such land use codes. Projections of population and economic growth for the area encompassed by the plan may be the basis for quantitative recommendations for each land use category."

Liquor Store: A store that sells alcoholic beverages for consumption elsewhere.

Livestock: Those animals which are normally considered as farm animals, such as cattle, goats, sheep, horses, ponies, mules, emus, llamas, pigs (any animal in the swine family), chickens, turkeys, ducks, geese, and other similar animals

Loft-Style Apartment: A dwelling unit located in an upper story of a business or commercial building such as an upper story converted to quarters for living.

Lot: A parcel of land at least sufficient size to meet the minimum requirements for use, coverage, and area and to provide such yards and other open spaces as specified in the Zoning Ordinance of Rankin County, Mississippi.

Lot Area: The total area of a lot included within the boundary lines of a lot.

Lot, Corner: A lot abutting upon two or more streets at their intersections.

Lot Depth: The average horizontal distance between the front and rear lot line.

Lot, Double Frontage: A lot which runs through a block from street to street (i.e., has frontage on more than one street); double frontage lots are also called "through lots."

Lot Frontage: The front of a lot shall be construed to be that dimension of a lot abutting on a street. For the purpose of determining yard requirements on corner lots or double frontage lots, all sides of such lots abutting on public streets shall be considered lot frontage, and yards shall be provided as indicated in this Ordinance.

Lot, Interior: A lot other than a corner lot.

Lot Lines: The lines bounding a lot as such parcel of land is defined herein.

Lot Line, Front: In the case of an interior lot, the property boundary line separating said lot from the street. In the case of a corner lot or double frontage lot, the line separating said lot from the street on which the building will face, as determined from the application for a building permit.

Lot Line, Rear: The property boundary line opposite and most distant from the front lot line. In the case of a pointed or irregular lot, it shall be an imaginary line parallel to and farthest from the front lot line.

Lot of Record: A lot which is a part of a subdivision, the map of which is recorded in the office of the Chancery Clerk of Rankin County, Mississippi, or a lot described by metes and bounds, the description of which has been recorded in said office.

Lot Width: The distance from side of lot to side of lot measured at the front minimum building setback line.

Manufacturing Use: A facility at which goods are made from secondary materials (previously prepared or refined materials) or raw materials (unrefined materials) through the use of machinery and labor and often employing assembly line techniques. In the case of "light" manufacturing uses, most goods are produced from secondary materials, except for processing, packaging, or canning of food products, and little or no water is used in the manufacturing process. In the case of "heavy" manufacturing, goods are often produced from raw materials and may involve the use of large amounts of water.

Manufactured Home: These are homes built entirely in a factory under a Federal building code administered by the U.S. Department of Housing and Urban Development (HUD). The Federal Manufactured Home Construction and Safety Standards (commonly known as the HUD Code) went into effect June 15, 1976. Manufactured homes may be single or multi-section and are

transported to a site and installed. Such homes shall be considered Factory Built Homes for the purpose of this Ordinance.

Manufactured Home Park: An area, tract, site or plot of land of at least ten acres, which has been planned, improved and meets the requirements of this Ordinance, and in which spaces are provided on a rental basis or lease basis only for owner-occupied homes or in which both the space and the manufactured home are offered to the public on a rental or lease basis only.

Manufactured Home Space or Lot: A plot of ground within a manufactured home park designed for and designated as (on an approved site plan) the location of one manufactured home, and which has water, sewer and electricity at the space.

Manufactured Home Stand or "Pad": The paved runners or paved parking area in each manufactured home space upon which the manufactured home is placed, together with the paved patio and paved off-street vehicular parking area.

Mobile Home: This is the term used for factory-built homes produced prior to June 15, 1976. Such homes shall be considered Factory Built Homes for the purpose of this Ordinance.

Modular Homes: These factory-built homes are built to the state, local or regional code where the home will be located. Modules are transported to the site and installed. Such homes shall be considered Factory Built Homes for the purpose of this Ordinance.

Mortuary: See "Funeral Home."

Motel: See "Hotel."

Multiple Family Dwelling: See "Dwelling, Multiple Family."

Multi Level Care: Multi level care refers to many types of care. These can be intermediate, extended, dementia, Alzheimer, palliative, recovery and respite. This is often referred to as Residential Care.

Nonconformities: Any land, lot, building, structure or parts thereof existing prior to the enactment of this Ordinance, which subsequent to the enactment of this Ordinance or amendment thereto, does not conform with the use regulations and/or dimensional regulations of the district in which it is situated, and/or does not comply with any other requirements herein. (See Section 2801 of this Ordinance for definitions of the various types of nonconformities, including (1) nonconforming undeveloped lots of record, (2) nonconforming structures, and (3) nonconforming uses).

Nursery, Child Care: See "Child Care Facility."

Nursery, Horticultural: Commercial uses in which flowers and plants are stored and/or cultivated for retail sale and related products are offered for retail sale.

Nursing Homes: See "Convalescent Home."

Open Space or "Common Open Space": A parcel or parcels of land not occupied by dwellings or residential structures, accessory structures and yards, which may consist of jogging trails, tennis courts, a golf course, swimming pool, associated recreational buildings and the like, and which is permanently maintained in a suitable state for the shared enjoyment by the owners and/or occupants of individual dwelling units or residential structures within a particular development (such as a conventional residential subdivision, an apartment complex, a manufactured home park or a Planned Unit Development).

Office: A room, group of rooms or building in which commercial activities primarily involving the provision of services rather than the sale of commodities are conducted.

Office Park: A development on a tract of land, either subdivided or on a single large lot, containing a number of separate office buildings, supporting uses and open space designed, planned, constructed and managed on an integrated and coordinated basis.

Panelized Homes: These are factory-built homes in which panels - a whole wall with windows, doors, wiring and outside siding - are transported to the site and assembled. The homes must meet state or local building codes where they are sited. Such homes shall be considered Factory Built Homes for the purpose of this Ordinance.

Parking Space: For the purposes of this Ordinance, the term "parking space" shall refer only to parking places not located on a public street. Each parking space shall be sufficient in size to store one full-size automobile, or 200 square feet in area for each such space, exclusive of the necessary maneuvering space providing access to each parking space, unless otherwise approved as part of the site plan review Process.

Patio House or Patio Home: See "dwelling, patio (or house or home)."

Planned Unit Development (PUD): An area of a minimum contiguous size, as specified by this Ordinance, to be planned and developed as a single entity containing one or more residential clusters and in which land not used for residential structures or yards but required by the basic zoning of the site shall be reserved collectively in contiguous units accessible to all building sites in the development as open space for the purpose of providing recreational facilities and pedestrian circulation. Two- family or multiple family dwellings, commercial development or public/quasi-public facilities or utilities may only be permitted in a Planned Unit Development if a Development Plan is submitted and appropriate rezoning (or a Conditional Use for public/quasi-public uses) is approved by the Board of Supervisors.

Planning/Zoning Commission: The duly appointed Planning/Zoning Commission of Rankin County, Mississippi.

Planting Screen: Densely planted vegetation used to visually shield or obscure abutting or nearby structures or uses from other uses or structures.

Plat: A map, plan or layout of a subdivision.

Plot Plan: A drawing indicating the location and layout of a proposed building or structure as outlined by the Building Code.

Portable Building: See "Building, Portable."

Pre-Cut Homes: This is the name for factory-built housing in which building materials are factory-cut to design specifications, transported to the site and assembled. Pre-cut homes include kit, log and dome homes. These homes must meet local, state or regional building codes. Such homes shall be considered Factory Built Homes for the purpose of this Ordinance.

Prefabricated Storage Building: A structure without any foundation, footings, or other support mechanisms that allow a structure to be easily relocated, but which may include electrical wiring. Such buildings may include, but are not limited to, storage buildings, garages, stadium press boxes, guard shelters, or structures that contain only electrical, electronic, or mechanical equipment.

Principal Structure or Use: The main building(s) or dominant use(s) of a lot.

Property Line: The legal boundary line separating buildings or tracts in different ownership.

Public/Quasi-Public Facilities and Utilities: See "Facilities and Utilities, Public/Quasi-Public."

Recreational Vehicle (RV): A vehicle primarily designed as temporary living quarters for recreational, camping or travel use, which either has its own power or is mounted on or drawn by another vehicle. For the purposes of this Ordinance, a recreational vehicle shall include pick-up truck campers, motor homes, camping trailers, travel trailers and transient trailers.

Residential Care: Residential Care refers to both Multi Level Care and/or Professional Nursing Care (24 hour care).

Residential Build-To-Rent (BTR): Refers to single-family residential communities in which twenty (20) percent or more of the units are occupied by tenants rather than owners.

Rest Home: See "Convalescent Home."

Restaurant: A commercial establishment where food and beverages are prepared, served and consumed primarily within the principal building, but not including "drive-in restaurants" as defined herein. Restaurants may offer some "carry-out" services where food and beverages are consumed off the premises. This definition is not intended to exclude restaurants which provide food and beverages to customers at "drive-through windows," where customers in motor vehicles merely pick up food and beverages at such windows and consume same usually off the premises.

Restaurant, Drive-In: A commercial establishment where food and beverages are prepared and where all or a significant portion of the consumption takes place outside of the building, often in a motor vehicles parked for "curb-service" (with two-way speakers) on the site.

Rural Subdivision: The subdivision of an original tract that creates no more than ten (10) lots that are ten (10) acres in size or greater, each of which contains 150 feet of frontage along an existing public road. It shall not involve any new street or road or the extension or the creation of any

public or quasi-public improvements. Rural Subdivisions shall only include Single-Family Dwellings. No accessory structure may be built before the construction of the primary dwelling.

Rural Subdivisions may be exempt from some of the requirements of the Rankin County Subdivision Regulations to be determined through Site Plan Review. Rural Subdivisions are required to have a plat and restrictive covenants recorded on file with the Chancery Clerk of Rankin County. Any lot created under this exemption, including the remainder of the original tract, may not be further subdivided.* The applicant for the exemption may expect a minimum heating and cooled square footage to be determined during site plan review.

*For the purposes of this exemption the action of an owner of a parcel to create a smaller parcel for the purpose of qualifying for a mortgage is not considered "subdividing".

Schools: The term "school" as used in this Ordinance shall include public, private, and parochial institutions of learning, including trade or industrial schools" (i.e., those schools offering training to students in skills required for the practice of trades and industry), but excluding Institutions of Higher Learning (colleges and universities), which shall be zoned as "Special Use" Districts only.

Screening: The method by which a view of one site from another adjacent site is shielded, concealed, or hidden. Screening techniques include fences, walls, hedges, berms or other features. Sometimes used in conjunction with a buffer yard.

Service Station: See "Gasoline Service Station."

Setback: The area between the street right-of-way line and the building setback line.

Setback Line or Building Setback Line: A line delineating the minimum allowable distance between the street right-of-way and the front of a structure within which no building or other structure shall be placed. The minimum distance is prescribed by this Ordinance. The building setback line is parallel to or concentric with the street right-of-way line.

Shopping Center: A group, consisting of three or more commercial establishments, planned, developed and managed as a unit, with adequate off-street parking facilities provided on the property and related in its location, size, and type of stores to the trade area or neighborhood which the unit serves.

Short Term Rental: The rental for fee of a fully furnished residential dwelling or portion thereof in a residential or agricultural zoning district for a time of less than six (6) months. Furthermore, by allowing a short term rental, the character of and use of the dwelling as it was originally intended is not changed. Short term rentals are prohibited from being in non-conforming structures.

Side Street: A street bordering the side of a lot and intersecting the street on which a structure on the lot faces, as determined by the Zoning Administrator; in the case of buildings (as opposed to other types of "structures"), the street which the building faces shall be determined by the principal entrance to the building.

Site Plan: A drawing indicating the location of existing and proposed buildings or other structures, and, where required by this Ordinance, landscaping and planting screens and points

of access/egress and driveways on a single lot. A "site plan" differs from a "subdivision plat" in that a subdivision plat reflects certain required information for two or more lots.

Site Plan Review: The process specified under Sections 2907 through 2910 of this Ordinance in which site plans for certain proposed developments and/or site plans (when required by the Zoning Administrator in coordination with other County officials) accompanying applications for dimensional variance, conditional use, and rezoning are reviewed by County officials, the Planning/Zoning Commission and the Board of Supervisors for conformance with this Ordinance and other applicable laws and codes, and to determine what other special restrictions (if any) need to be applied if the site plan and application are approved by the Board of Supervisors.

Solar Energy System (SES): Any device or equipment which directly converts and then transfers or stores solar energy into usable forms of thermal or electrical energy.

Solar Panel: A photovoltaic device capable of collecting and converting solar energy into electrical energy.

Solar Project: A utility-scale, commercial solar energy system, that generates the equivalent of one (1) megawatt and/or requiring an acreage footprint of greater than one half (½) acre.

Specialty Shop: A store that specializes in a particular line of merchandise, such as baked goods, candy, clothing, hardware, clothing, antiques, bicycles, etc.

Special Exception: See "Conditional Use."

Specified Anatomical Areas: Less than completely and opaquely covered human genitals, pubic region, buttocks, anus or less than 50% of the female breast below a point immediately above the areolae; or human male genitals in a discernibly turgid state even if completely and opaquely covered.

Specified Sexual Activity: Human genitals in a state of sexual stimulation or arousal; acts of human masturbation, sexual intercourse, or sodomy; fondling or other erotic touching of human genitals, pubic regions, buttocks or female breasts; flagellation or torture in the context of a sexual relationship; masochism, erotic or sexually oriented torture, beating or the infliction of physical pain; erotic touching, fondling or other such contact with an animal by a human being; or human excretion, urination, menstruation, vaginal or anal irrigation as part of or in connection with any of the activities set forth in this section.

Spot Zoning: The improper zoning or rezoning of a lot or parcel of land to benefit an owner for a use incompatible with surrounding uses. While such spot zoning may not be illegal per se, it is generally regarded as an improper practice.

Start of Construction: This is the first placement or construction of a structure such as the paving of a slab, placement of footings or land preparation such as excavation, filling, and pad work. Clearing and grubbing of land is not considered to be the start of construction.

Story: That portion of a building included between the surface of any floor and the surface of the next floor above it, or if there be no floor above it, then the space between the floor and the

ceiling next above it. For the purposes of height measurement, a basement shall be counted as a story when more than one-half of its height is above the average grade elevation, or when the basement is used for commercial activities (See "Basement").

Street: A publicly-owned thoroughfare which affords the principal means of access to abutting property; such thoroughfares are dedicated by a property owner for public use, accepted by the responsible political entity in which the street is located and is so dedicated, and recorded in the Office of the Rankin County Chancery Clerk.

Street Right-of-Way Line: The legal property boundary line delineating the street right-of-way and the abutting property.

Strip Development: Commercial development, usually one store deep, that fronts on a major street.

Structure: Anything constructed or erected, the use of which requires a fixed location on the ground, or attached to something having a fixed location on the ground. Among other things, structures include buildings, manufactured homes, walls, fences, and billboards, but shall not include "Transient Trailers (Travel Trailers)" as defined herein. The term structure shall be construed as if followed by the words "or part thereof." The term "structure" is not intended to include driveways, patios, parking lots, or utilities (i.e., utility lines running to a structure).

Structural Alteration of a Building: See "Building, Structural Alteration of."

Subdivider: Any person, firm, partnership, corporation or other entity acting as a unit, who, having an interest in land, causes it, directly or indirectly, to be divided into a subdivision.

Subdivision: The division or re-division of land into two (2) or more lots, tracts, sites or parcels for the purpose of transfer of ownership, or for development, whether immediate or in the future, by means of an appropriately recorded legal instrument.

Subdivision, Major: All subdivisions not classified as minor subdivisions, including but not limited to subdivisions of five (5) or more lots, or any size subdivision requiring any new street or extension or the creation of any public or quasi-public improvements.

Subdivision, Minor: All subdivisions of four (4) or fewer lots fronting at a minimum of 60% of required lot width on an existing street, not involving any new street or road, or the extension or the creation of any public or quasi-public improvements, and not adversely affecting the remainder of the parcel or adjoining property, and not in conflict with any provision or portion of the Comprehensive Plan, Zoning Ordinance, or Subdivision Regulations.

Subsidized Care: Subsidized and funded are interchangeable terms. This usually refers to beds, rooms, or suites that are partially paid for by the government.

Substantial Improvement: Any repair, reconstruction or improvement of a structure, the cost of which equals or exceeds fifty (50) percent of the actual cash value of the structure either; (1) before the improvement is started, or (2) if the structure has been damaged and is being

restored, before the damage occurred. Substantial improvement is started when the first alterations of any structural part of the building commences.

Surface Mining or Mining: Extraction of minerals, including dirt, soil, sand, gravel or other materials from the ground or water or from waste or stock piles or from pits or banks or natural occurrences by methods including but not limited to, strip, drift, open pit, contour or auger mining, dredging, placering, quarrying and leaching and activities related thereto, which will alter the surface.

Theater, Motion Picture: A building or part of a building devoted primarily to the showing of motion pictures on a paid admission basis.

Theater, Drive-In: An open lot or part thereof, with its appurtenant facilities devoted primarily to the showing of moving pictures or theatrical productions, on a paid admission basis, to patrons seated in automobiles or on outdoor seats.

Through Lot: See "Lot, Double Frontage."

Thoroughfares Plan: The primary component of the "Transportation Plan," which is one of the elements of a Comprehensive Plan, usually developed concurrently with another element, the "Land Use Plan."

Townhouse: A single-family dwelling constructed in a group of three or more attached units which each unit extends from foundation to roof and with a yard or public way on not less than two sides as defined by the International Building Code.

Townhouse Subdivision: A subdivision in which the developer proposes to partition land into individual lots and construct townhouses wherein both the dwellings and the lots will be individually owned by the residents.

Trailer: Archaic term sometimes applied to manufactured homes.

Transient Trailer (Travel Trailer): A portable or mobile living unit used for temporary human occupancy away from the place or residence of the occupants. All such equipment shall be fully licensed and ready for highway use. For the purposes of this Ordinance, such transient trailers shall be considered a vehicle and not a structure. The term transient trailer" or "travel trailer" shall include pick-up truck campers," "motor homes," "camping trailers" and "recreational vehicles."

Transient Trailer Park: A commercial operation where space and service accommodations for transient trailers are provided for a fee on an overnight or daily basis.

Transportation Plan: One of the elements of a Comprehensive Plan. Section 17-1-1 (c)(ii) of the **Mississippi Code of 1972**, Annotated, As Amended.

Truck Stop: Any area of land, including the structures thereon, that is used for the servicing of heavy trucks (i.e., tractor-trailer combinations designed for transporting large cargoes), and which may offer food and beverages in addition to lodging.

Undeveloped Lot: A vacant lot or parcel of land.

Use: The specific purpose for which land or a building is designed, arranged, intended, or for which it is or may be occupied or maintained. The term "permitted use" shall not be deemed to include any nonconforming use.

Use, Accessory: See "Accessory Use."

Utility: See "Facilities and Utilities, Public/Quasi-Public."

Vape (or Electronic Cigarette) Shop: A shop selling electronic cigarettes, personal vaporizers, electronic nicotine delivery systems or other vaping products.

Variance: A relaxation of the terms of the Zoning Ordinance where such variance will not be contrary to the public interest and where, owing to conditions peculiar to the property and not the result of the actions of the applicant, a literal enforcement of the Ordinance would result in unnecessary and undue hardship. However, financial hardship shall not be considered justification for granting a variance. The criteria for issuance of a variance are listed under Section 2904 of this Ordinance. As used in this Ordinance, a variance is authorized only for height, area, and size of structure or size of yards and open spaces. Establishment or expansion of a use not permitted shall not be allowed by variance, nor shall a variance be granted because of the presence of nonconformities in the zoning district or uses in an adjoining district.

Vehicle: Any device for carrying passengers, goods, or equipment, usually moving on wheels. This definition does not include manufactured homes, which are considered structures for the purposes of this Ordinance.

Veterinary Hospital: See "Hospital, Veterinary."

Wild Animals: Reptiles and any animal which by its nature is wild and untamed including, but not limited to, monkeys, deer, wolves, bear and buffalo.

Yard (or "Minimum Yard" or "Setback"): The required open space between any main building or portion thereof and the adjoining lot lines, which shall remain unoccupied and unobstructed by any portion of a structure, except as otherwise specifically provided herein. In measuring a lot for the purpose of determining the minimum front, side or rear yard, the shortest horizontal distance between the lot line and the nearest vertical structure shall be used.

Yard, Front: The required unoccupied and unobstructed space on the same lot with a main building, extending the full width of the lot, and situated between the front property line and the nearest vertical portion of the main building.

Yard, Rear: The required unoccupied and unobstructed space on the same lot with a main building, situated between the rear property line and the nearest vertical portion of the main building, and extending the full width of the lot.

Yard, Side: The required unoccupied and unobstructed space on the same lot with a main building, situated between the side property line and the nearest vertical portion of the main building.

Zoning Administrator: The official (or officials) charged by the Board of Supervisors with the administration and enforcement of this Zoning Ordinance, or their duly authorized representative.

Zoning Commission: See "Planning/Zoning Commission."

Zoning District: See "District."

ARTICLE III: ESTABLISHMENT OF ZONING DISTRICTS; PROVISION FOR OFFICIAL ZONING MAP

SECTION 300 – ZONING DISTRICTS

For the purpose of promoting public health, safety, morals, or general welfare, Rankin County, Mississippi, is hereby divided into the following zoning districts:

A-1	Agricultural General District
A-2	Agricultural Intensive District
RE-1	Residential Estate District
RE-1A	Residential Estate Mixed District
R-1	Single Family Residential District
R-1B	Moderate Density Residential District
R-1C	Medium Density Residential District
R-1D	Patio Home District
R-3	Townhouse Residential District
R-4	High Density Residential District
PUD	Planned Unit Development
MHP	Manufactured Home Park District
MHS	Manufactured Home Subdivision District
R-MX	Residential Mixed District
P-1	Restricted Business/Professional District
C-2	General Commercial District
C-3	Major Thoroughfares Commercial District
C-4	Adult Entertainment District
I-1	Limited Industrial District
I-2	Heavy Industrial District
S-1	Special Use District
RCD	Reservoir Community District
FP	Flood Preservation Overlay District

SECTION 301 – OFFICIAL ZONING MAP

The aforesaid zoning districts are identified and delineated on a map entitled "Official Zoning Map: Rankin County, Mississippi," and said map, together with all explanatory matter thereon, is hereby adopted by reference and declared to be a part of this Ordinance.

301.01 Map Certified: The Official Zoning Map shall be identified by the signature of the Board President, attested by the Chancery Clerk, and shall bear the seal of the County under the following words:

"This is to certify that this is the Official Zoning Map of Rankin County, Mississippi, as adopted by the Board of Supervisors on _____."

301.02 Location of Official Zoning Map: Regardless of the existence of purported copies of the Official Zoning Map which may from time to time be prepared or printed, the Official Zoning Map bearing the certificate specified under Section 301.01 and located in the Courthouse of Rankin County shall be the final authority as to the zoning status of land and water areas, buildings, and other structures in Rankin County.

301.03 Public Inspection of Map: The Official Zoning Map shall be available for public inspection as provided by law during normal business hours of the County Courthouse of Rankin County.

301.04 Map Amendment: If, in accordance with the provisions of this Ordinance and Statutes of the State of Mississippi, changes are made in the zoning district boundaries or other matters portrayed on the Official Zoning Map, such changes shall be made within thirty (30) days after the amendment has been approved by the Board of Supervisors.

Since the Official Zoning Map is part of this Ordinance, any amendments to the Official Zoning Map shall be accomplished in accordance with state statutes relating to passage of ordinances. Therefore, before the Official Map may be amended, an "Ordinance of Rezoning" shall be drafted and passed by the Board of Supervisors in accordance with state law. An unauthorized change of whatever kind by any person or persons shall be considered a violation of this Ordinance and punishable as provided under Section 2914.

SECTION 302 – REPLACEMENT OF OFFICIAL ZONING MAP

In the event that the Official Zoning Map becomes damaged, destroyed, lost, or difficult to interpret because of the nature or number of changes and additions, the Board of Supervisors may, by ordinance, designate a new Official Zoning Map which shall replace the prior zoning map. The new Official Zoning Map may correct drafting errors or other omissions on the prior Official Zoning Map, but no such correction shall have the effect of amending the original Official Zoning Map or any subsequent amendment thereof. The new Official Zoning Map shall be identified by the signature of the Board President, attested by the Chancery Clerk, and shall bear the seal of the County under the following words:

"This is to certify that this Official Zoning Map replaces the Official Zoning Map adopted as part of the Zoning Ordinance of Rankin County, Mississippi, on _____. (Last date changed by Ordinance)

SECTION 303 – RULES FOR INTERPRETATION OF DISTRICT BOUNDARIES

Where uncertainty exists as to the boundaries of districts as shown on the Official Zoning Map, the following shall apply:

- A. Boundaries indicated as approximately following the center lines of roads, highways, or alleys shall be construed to follow such center lines.

- B. Boundaries indicated as approximately following platted lot lines shall be construed as following such lot lines.
- C. Boundaries indicated as approximately following County limits shall be construed as following such County limits.
- D. Where the boundary of a district follows a railroad right-of-way, such boundary shall be deemed to be located on the right-of-way line to which it is closest.
- E. Boundaries indicated as approximately following the center lines of streams, rivers, canals, lakes or other bodies of water shall be construed to follow such center lines.
- F. Where physical or cultural features existing on the ground are at variance with those shown on the Official Zoning Map, or in other circumstances not covered by Section 303, the Board of Supervisors shall interpret the district boundaries.
- G. Where a district boundary line divides a lot which was in a single ownership at the time of passage or amendment of this Ordinance, the Board of Supervisors may permit, as a conditional use, the extension of the district line into the remaining portion of the lot.
- H. Boundaries indicated as parallel to or extensions of features indicated in Section 303, Subsections (A) through (G) above shall be so construed.

ARTICLE IV: GENERAL REGULATIONS

SECTION 400 – APPLICATION OF REGULATIONS

400.01 Compliance Required: No building, structure, or land shall hereafter be used or occupied, and no building or structure or part thereof shall hereafter be erected, constructed, reconstructed, moved or structurally altered except in conformance with all of the regulations specified for the district in which it is located. Furthermore, no person shall use or occupy a building, structure or land within Rankin County for an activity which requires a federal, State of Mississippi and/or County license until said license is obtained from the appropriate authorities.

400.02 Nonconformities Defined: "Nonconformities" shall consist of any land, lot, building, structure, or parts thereof, or the various uses to which those items are or were put, and which lawfully existed prior to the enactment of this Ordinance; but which subsequently do not comply with the provisions of this Ordinance and the requirements of the district wherein located. The regulations pertaining to such nonconformities are established in the district regulations and under Article XXVIII.

400.03 Permitted Uses Constitute Conforming Uses: Any land use which is permitted as a conditional use in a particular district under the terms of this Ordinance shall not be deemed a nonconforming use in such district but shall without further action be considered a conforming use.

400.04 District Regulations Constitute Minimum Regulations: The regulations established in this Ordinance within each district shall constitute minimum regulations unless otherwise noted.

400.05 Uniformity within Districts: The regulations and provisions established by this Ordinance for each district shall apply uniformly within each district of the same name and shall apply uniformly to each class or type of building, structure, use, or land therein except as otherwise provided.

400.06 Pending Applications for Building Permits: Nothing in this Ordinance shall require any change in the overall layout, plans, construction, size or designated use of any development, building, structure or part thereof for which official approvals and required building permits have been legally granted before the enactment of this Ordinance. Construction shall have been started within six (6) months of the effective date of this Ordinance and completed within a subsequent two-year period and not discontinued until completion except for reasons beyond the builder's control. All permits for which the start of construction has not begun within six (6) months of the effective date of this Ordinance are hereby revoked and void.

SECTION 401 – DIMENSIONAL CONTROLS

401.01 Reduction of Yards and Lots Below Minimum Requirements Prohibited: No yard or lot of record existing at the time of passage of this Ordinance shall be reduced in dimension or area below the minimum requirements set forth herein. Yards or lots of record created after the effective date of this Ordinance shall meet at least the minimum requirements established by this Ordinance.

401.02 Determination of Setbacks: In measuring a required front yard (i.e., setback), the minimum horizontal distance between the existing right-of-way line and the main structure shall be used.

401.03 Exceptions to Height Regulations: The height regulations contained in the District Regulations of this Ordinance do not apply to spires, belfries, cupolas, antennas, water tanks, ventilation chimneys, masts, towers, or other appurtenances usually required to be placed above the roof level and not intended for human occupancy.

401.04 Visibility at Intersections: On a corner lot in any district, nothing shall be erected, placed, planted, or allowed to grow in such a manner as to materially impede the vision of motor vehicle operators between a height of two and one-half (2 ½) and ten (10) feet above the center line grades of the intersecting streets and within a triangular area bounded by the right-of-way lines for a distance of twenty-five (25) feet from the intersection and a straight line connecting said points twenty-five (25) feet back from the intersection of said right-of-way lines.

401.05 Accessory Structures or Uses: Accessory structures or uses must be located to the side or rear of the main structure or use; and therefore, are prohibited from placement in the required front yard and ahead of the front plane of the main structure or use. An accessory structure or use must be also located at least 10 feet from the side and rear property line. However, billboards and parcels of 5 acres or more in A-1, A-2, RE-1, and RE-1A are excepted from this prohibition, but must still comply with all setback regulations for the applicable district.

401.06 Accessory Dwelling Unit: A secondary dwelling unit may be considered as a conditional use in certain residential and agricultural districts; however, there may be only one such structure per parcel, which must be site built, conformed to the building code and permitting process as adopted by the Board of Supervisors, receive a wastewater permit from the Department of Health, and be smaller than the primary dwelling. All dimensional regulations set forth in the applicable zoning district as well as Section 401.5 are applicable.

401.07 FEMA Designated Flood Zone Requirements: Prior to any construction or development activities in a FEMA Designated Flood Zone A, a Detailed Base Flood Elevation Study must be provided if there is no Based Flood Elevation previously established. In the case of a metes and bounds developments or construction on a single parcel, the owner is responsible for providing said study. In the case of platted subdivisions or developer-backed activities, the developer is responsible to providing said study.

SECTION 402 – PUBLIC/QUASI-PUBLIC FACILITIES AND UTILITIES

All public and quasi-public facilities and utilities, as defined under Article II of this Ordinance, may be located in any district in the County, provided:

- A. That all applicable requirements of federal, state and county laws shall be met.
- B. That all such proposed uses shall be subject to the procedures stated under Section 705 relative to Conditional Uses (Special Exceptions), except for churches which may be approved through administrative review by the Department of Community Development. The Department of Community Development may defer review and approval to the Planning Commission.

No public or quasi-public facility or utility shall be located in a residential district or other district where such land use would adversely affect the surrounding area.

SECTION 403 – DIMENSIONAL REQUIREMENTS FOR PUBLIC/QUASI-PUBLIC FACILITIES AND UTILITIES IN ALL DISTRICTS

Developers of churches, schools, hospitals, civic organizational buildings, country clubs, and other public/ quasi-public facilities or utilities in any district shall comply with the following dimensional requirements:

403.01 Maximum Building Height: 35 feet, unless greater height is specifically approved by the Board of Supervisors based upon the required site plan review. Radio, water, cellular phone, and other communication towers may exceed 35 foot height restrictions based upon site plan review. Cellular towers/antennas shall be built as high as practical in order to allow other cellular providers the option of co-locating on an existing tower rather than building additional towers/antennas.

403.02 Minimum Lot Area, Lot Width and Yards: Minimum lot areas, lot widths and minimum yards for all public/quasi-public uses shall be based upon the proposed use, subject to approval of a site plan submitted in accordance with Sections 707 through 710 of this Ordinance.

SECTION 404 – BUFFER YARDS/SCREENING STANDARDS

404.01 Purpose and Intent: The purpose and intent of the Buffer/Screening Standards is to maintain many of the environmental features and amenities of the County for present and future generations. Adherence to these regulations will improve the appearance and compatibility of land uses and other development within the County through the installation and maintenance of plantings and fencing for screening and aesthetic effects, thereby serving to protect and preserve the appearance, character, value and safety of the total urban area and nearby properties. Attractive, well maintained buffer yards improve the quality of developing neighboring property owners that the adjacent project will remain relatively unobtrusive. It is intended that these provisions shall constitute minimum requirements.

404.02 Purpose of Buffer Yards and Screens: The purpose of a buffer yard is to provide a space or distance between two (2) incompatible uses. The purpose of screening is to provide an effective visual barrier between an unsightly or distracting activity and adjacent properties or public ways to preserve property values and assure compatibility of uses. It is also the purpose of these provisions to prescribe standards for development and maintenance of plantings, fences, and walls, for conservation and protection of property through provision of barriers against traffic, trespass, noise, heat, glare, and dust, and through improvement of the appearance of individual properties, neighborhoods, and the County. These standards shall apply to all landscaping and screening required by other provisions of the zoning regulations.

404.03 General Standards: Buffer yards and screens require Site Plan Review. Such required site plan shall set forth yards and open spaces, screening walls, or fences and other development and protective requirements considered necessary to create a reasonable transition to and protection of the adjacent property. When the developer needs to ask for a variance from these Buffer Yard Regulations, an alternative Design Plan which shall fulfill the intent of this Ordinance must be submitted to the Planning/Zoning Commission, which will, upon review, make a recommendation regarding the submission. Reference: Site Plan Review, Sections 707-710. Variances shall not be granted, which are less than the next lowest minimum standard, and only then if the size of the lot is such that a full buffer is not possible. The site plan should show plant succession, drainage patterns, and landscape design in order to determine if the trees/vegetation grow well in this region, and also if they make good visual screens.

404.04 Buffer Yard Standards Relating to Abutting Properties: In the table below, when a district abuts a use indicated, a buffer yard and screen shall be provided by the developing use applying for a building permit as listed in Table I:

TABLE I: Buffer Yard and Screen

Use District	Abutting Use District	Minimum in Feet	
		Width	Screen Height
RE-1	A-1, A-2	10	6
RE-1A	A-1, A-2	10	6
R-1	A-1, A-2, RE-1, RE-1A	10	6
R-1B	A-1, A-2, RE-1, RE-1A, R-1	10	6
R-1C	A-1, A-2, RE-1, RE-1A, R-1, R-1B	10	6
R-1D	A-1, A-2, RE-1, RE-1A, R-1, R-1B, R-1C	10	6
R-3	All Agricultural and Residential Districts	10	6
R-4	All Agricultural and Residential Districts	10	6
MHP	All Agricultural and Residential Districts	10	6
MHS	All Agricultural and Residential Districts	10	6
R-MX	All Agricultural and Residential Districts	10	6
P-1	All Agricultural and Residential Districts	20	6
C-2	All Agricultural and Residential Districts and P-1	20	6
C-3	All Agricultural and Residential Districts and P-1	20	6
C-4	All Agricultural and Residential Districts and P-1	30	6
I-1	All Districts except I-2	30	6
I-2	All Districts except I-1	30	6
S-1	All Agricultural and Residential Districts	20	6

404.05 Screening Relative to Abutting Properties: In the table above, when a district abuts a use indicated, screening shall be provided as listed. Screening/fencing may consist of architectural and/or vegetative materials as follows:

- A. Architectural Screening: A screen/fence of wood, masonry, stone or concrete may be placed along the property line or along the inner perimeter of the buffer yard so as to provide visual screening at minimum height requirements, at the time of issuance of the Certificate of Occupancy.
- B. Vegetative Screening: Trees and other vegetation as needed, shall be planted so as to provide year round visual screening at heights required by Table I. If screening is exclusively vegetation, minimum height requirements shall be met at the time of installation. Earthen berms are considered a part of vegetative screening.
- C. Combination of materials: Whenever two or more alternative types of landscaping, fences, or walls are prescribed, they may be provided singly or in any combination.

404.06 Installation: All buffer yards and screening shall be installed in a sound workman like manner and according to accepted good planting procedures with the quality of plant material as herein described. All screening elements of buffer yards shall be installed so as to meet all other applicable ordinances and code requirements. Buffer yards shall require protection from encroachment. (Encroachment is defined as any protrusion of a vehicle outside of a parking space, display area or access way into a buffer yard.)

In the event that plants are destroyed or die of natural causes, such materials shall be replaced within six (6) months. Failure of the owner of the property to maintain the buffer yard in good condition, as set forth above, shall subject him to the penalties as set forth in this Ordinance.

No buffer yard shall be abandoned, paved or otherwise employed for purposes other than screening.

404.07 Visibility at Intersections: See Section 401.04

404.08 Intersection of Driveway and public ROW and/or Private Street: In any district, nothing shall be erected, placed, planted, or allowed to grow in such a manner as to materially impair or block vision between a height of two and one half (2.5) and ten (10) feet above the center line grades of any intersecting street/driveways in the area bounded by the street lines/driveway lines of such corner and a line joining points along said street lines fifteen (15) feet from the point of intersection.

404.09 Credit for Existing Plant Material: If the owner can demonstrate that healthy plant material exists on a site prior to its development for the purposes of buffer yard, the application of the above landscape standards may be adjusted by the Planning/Zoning Commission to allow credit for such plant material if such an adjustment is in keeping with and will preserve the intent of this Ordinance.

404.10 Planned District Standards: Fences, walls or vegetative screening shall be provided at the perimeter of planned developments where necessary to screen improvements, glare, uses or other influences having an adverse impact either on the planned development or on adjacent property. Such screening shall be of sufficient height as determined by the topography to improve the impact of such adverse elements on the first floor of any use located either within or adjacent to the planned development.

404.11 Zone Screening Standards: A screen (wall, fence, or landscaping) not less than six (6) feet or more than eight (8) feet in height shall be erected between commercially zoned property and abutting residentially zoned property at the time that any building or structure is erected on the commercial property. The height of the screening shall be the vertical distance measured from the top of the screen to the lowest point to grade within three (3) feet of such screen on the commercially zoned property. The screening shall be constructed on or immediately adjacent to the line dividing the residential and commercial properties. A new screen shall not be required where there is an existing screen, which substantially conforms to this section on the abutting residential property. If the existing screen on abutting residential property is the only screen that conforms to this section, and if is removed, a new screen shall be required.

404.12 Fencing and Landscape Standards: The screen required herein shall consist of a solid fence or wall not less than six (6) nor more than eight (8) feet in height, but shall not extend within fifteen (15) feet of any street or driveway opening onto a street. The screening shall be placed along the property lines or in case of screening along a street, fifteen (15) feet from the street ROW with landscaping (trees, shrubs, grass, and other planting) between the screening and the pavement. A louvered fence shall be considered solid if it blocks direct vision. Planting of a type approved by the Site Plan Review Committee may also be required in addition to, or in

lieu of, fencing. Existing screening which complies with minimum standards may be used to meet the requirements of this Ordinance.

404.13 Exceptions to Screen Requirements: The landscaping and screening requirements set forth in other provisions of the zoning regulations shall be subject to the following exceptions:

- A. **Equivalent Screening of Abutting Lot.** Prescribed fences, walls, or dense landscaping need not be provided along a lot line if a building, fence, wall or dense landscaping of at least equivalent height, opacity, and maintenance exists immediately abutting and on the opposite side of said lot line.
- B. **Height Within Required Minimum Yard.** Required fences, walls, or dense landscaping need not be higher than 3 and ½ feet in that portion of any required minimum yard which lies within ten (10) feet of any street line.
- C. **Lot Too Small to Accommodate a Full Buffer.** Property owner may be allowed to substitute a berm or landscaped wall for all or part of the transitional yard requirements. The solid fence or wall should be constructed of materials that are compatible with the principal building.

404.14 Maintenance of Screens: All required planting shall be permanently maintained in good growing condition and, whenever necessary, replaced with new plant materials to ensure continued compliance with applicable landscaping requirements. All required fences and walls shall be permanently maintained in good condition and, whenever necessary, repaired or replaced. The owner shall be responsible for the maintenance of all buffer yards which shall be maintained in good condition so as to present a clean and orderly appearance.

404.15 Permits: Whenever a buffer yard or planting strip is required, it shall be completed prior to issuance of any certificate of occupancy and shall thereafter be maintained with permanent plant materials to provide a screen to abutting properties. They will reduce the possibility of traffic hazards as much as possible. Parking facilities must be designed to require vehicles leaving parking stalls to maneuver on the site to exit onto streets head first.

404.16 Design Standards for Screens, Buffers, Berms, and Walls: The purpose of these standards is to screen parking areas from view, to improve the appearance of parking areas near streets, to break the views of large expanses of pavement, to enhance property values and protect investments, to reduce erosion and storm water run-off problems, to provide shade, to reduce glare, to encourage the saving of large trees and to reduce fumes and dust.

- A. Screens and buffers are not required along abutting bridge embankments, railroad tracks, slopes and retaining walls and where permanent landscaping is already provided.
- B. Masonry walls, sight proof fencing, or dense landscaping are required between commercial parking lots in side and rear yards abutting parcels that are residentially zoned or contain dwellings. These walls or fencing must be at least six feet high and may be combined with landscaping.

- C. Landscaped buffer strips are required between streets and parking lots or other driving surfaces except those serving single family and duplex dwellings. Interior parking islands are encouraged to be planted with trees and other shrubbery. If earthen berms are used, the berms must be used in conjunction with vegetation. Commercial establishments over one story tall must combine architectural screening with vegetative/ landscaping screening.

SECTION 405 – HOME OCCUPATIONS

Home occupations, as defined under Article II of this Ordinance, shall be subject to the following limitations and such conditions as may be determined by the Board of Supervisors for the protection of the health, safety and welfare of the citizens of Rankin County:

405.01 Display and Storage: No storage or display of materials, goods, supplies, or equipment related to the operation of a home occupation shall be visible from the outside of any structure located on the premises.

405.02 Maximum Area: Not more than twenty-five percent (25%) of the floor area of the dwelling shall be used for the conduction of the home occupation. Any accessory building used in connection with the home occupation shall not exceed twenty-five percent (25%) of the floor area of the principal dwelling.

405.03 Traffic and Parking Restrictions: No traffic shall be generated by such home occupations in greater volumes than would normally be expected in a residential neighborhood (as determined by the Zoning Administrator), and any need for parking generated by the conduction of such home occupations shall be met off the street and other than in a required yard. Furthermore, an ample amount of such off-street parking shall be provided as determined by the Zoning Administrator at the time of the application for a building permit or change of use permit.

405.04 Exterior Lighting: There shall be no exterior lighting which would indicate that the dwelling and/or accessory building is being utilized in whole or in part of any purpose other than residential.

405.05 Signs Relating to Home Occupations: The maximum size for all home occupation signs is two (2) square feet. Home occupation signs shall be affixed to the house no more than six (6) feet above floor level and may not be illuminated.

405.06 Other Provisions: No equipment or process shall be used in a home occupation which creates noise, vibration, glare, fumes, or odors detectable to the normal senses outside of the dwelling unit or accessory building in which the occupation is conducted.

405.07 Existing and new home occupations are required to have a privilege license in accordance with state law: A building permit (if construction is necessary in connection with proposed home occupation) or a change of use permit (if no construction is necessary) must be obtained from the Zoning Administrator prior to the initiation of a home occupation.

SECTION 406 – PORTABLE STORAGE UNITS

406.01 Allowed Locations: A Portable Storage Unit (PSU) may be located in any residential zoning district. This section does not regulate the placement or use of a PSU in Residential Estate, Residential Estate Mixed District, Agricultural General or Agricultural Intensive or in non-residential districts.

406.02 Maximum Size of Allowed PSU and Other Limitations: The total square footage for a PSU on any site in a residential district shall not exceed one hundred thirty (130) square feet in area. Only one (1) PSU is allowed on any site at any given time.

406.03 Maintenance and Security of PSU: The provider of any PSU shall be responsible for ensuring that the PSU is in good condition and free from evidence of deterioration. The owner of any site on which a PSU is placed shall be responsible for keeping the PSU locked when not being loaded or unloaded and must ensure that no hazardous substances are stored or kept within the PSU.

406.04 Setback Requirements: A PSU must be located on the driveway serving the dwelling unit, and must be a minimum of ten (10) feet from the curb of the public street.

406.05 Maximum Duration of Placement of PSU: No PSU shall remain at an allowed location in excess of thirty (30) calendar days.

For a PSU located upon property upon which Rankin County has issued a valid building permit, the maximum duration for placement of such PSU shall be forty-five (45) days, at which time shall be subject to review by the Zoning Administrator. An extension may be granted based on a determination of need in order to complete construction.

In the event of a natural disaster, fire, or other accidental event, then a PSU may remain at a location for the period of time to effect repairs.

406.06 Penalty for Violation: Any violations under this section are subject to the penalties as outlined under Section 714.

SECTION 407 – STREET ACCESS REQUIRED

Every building or structure hereafter constructed, moved, or structurally altered shall have direct access to a public (dedicated) street or to an approved private street or parking area, and shall be so located as to provide safe access for fire protection.

SECTION 408 – COMPLIANCE WITH THE STATE DEPARTMENT OF HEALTH

Minimum lot size in each zoning district does not constitute approval by the State Health Department for an on-site wastewater disposal system.

SECTION 409 – PLOT PLAN REQUIRED

Every building or structure hereafter constructed, moved, or structurally altered shall have a plot plan submitted to Rankin County Community Development.

SECTION 410 – SURFACE MINING

Extraction of minerals, including dirt, soil, sand and gravel in conjunction with construction activities at a construction site for development of land is not considered to be a surface mining operation which would be subject to the procedures stated under Section 705 relative to Conditional Uses (Special Exceptions).

SECTION 411 – MAINTENANCE AND LIABILITY OF DEDICATED OPEN SPACE, SCREENS AND BUFFERS

Authority granted by Rankin County for the development of any property shall not be construed as nor constitute an obligation on the part of Rankin County either for maintenance or liability in the operation and use of common open space, screens or buffers located on the property.

SECTION 412 – SKIRTING REQUIREMENTS FOR CERTAIN STRUCTURES

The owner of any manufactured home, modular home or any other dwelling with a crawl space located, re-located or constructed in Rankin County on or after the effective date of this amendment shall be responsible for installing skirting around the base of the structure, thereby completely covering all sides of the structure from the finished grade to the bottom of the structure. Skirting shall be brick, masonry material, lattice material, or a product approved by Rankin County Community Development. In the case of a manufactured home a product which is specifically designed for the purpose of skirting manufactured homes may be used.

SECTION 413 – MATERIALS AND GROWTH CONSTITUTING PUBLIC HEALTH AND/OR SAFETY HAZARD PROHIBITED

No rubbish, salvage materials, junk or hazardous waste materials, including inoperable vehicles and parts and any combustible matter, shall be openly stored, allowed to accumulate or kept in the open and no weeds or other growth shall be allowed to go uncut within any District when the same shall be determined by the appropriate County Official (Director of Community Development, Fire Coordinator, or other authorized County employee) or health official to constitute a menace to the public health and/or safety.

SECTION 414 – PARKING AND STORAGE OF VEHICLES REQUIRING LICENSES

Vehicles that are wrecked, dismantled, partially dismantled, inoperable, abandoned or discarded and are not capable of being legally (that is, if the vehicle does not have a current licensed plate affixed to the vehicle) driven upon the roads, streets or highways of Rankin County shall not be

parked or stored on any residentially zoned property whereas it can be seen from public right of way or adjoining property, nor shall such vehicles be parked on public streets or roads.

SECTION 415 – LARGE TRUCKS PROHIBITED IN PLATTED RESIDENTIAL ZONED SUBDIVISIONS

For the purpose of these regulations the term “large truck” is defined to include all trucks with either a cargo box or bed in excess of twenty (20) feet or any motor vehicle greater than one ton. No such trucks shall be permitted to park on streets in platted residential zoned subdivisions, provided however that such trucks may be parked on street for a period not to exceed time the truck is required in the conduct of work on the premises. This requirement is not meant to apply to arterial streets traversing, or adjacent to, residential areas.

SECTION 416 – LIVESTOCK AND WILD ANIMALS PROHIBITED IN PLATTED RESIDENTIAL SUBDIVISIONS

Livestock and wild animals shall not be kept, harbored, raised or permitted to run at large on any property in platted residential subdivisions that are zoned R-1, R-1B, R-1C, R-1D, R-3, R-4, PUD, MHP, MHS or R-MX.

SECTION 417 – FOOD TRUCKS AND MOBILE VENDORS

Food trucks, or mobile vendors, as defined under Article II of this Ordinance, shall be subject to the following limitations and such conditions as may be determined by the Board of Supervisors for the protection of the health, safety and welfare of the citizens of Rankin County:

417.01 Allowed Locations: Any industrial district and shall be subject to the procedures stated under Section 705 relative to Conditional Uses in commercial districts.

417.02 Applicable Laws: All requirements of federal, state and county laws shall be met, and maintain permits for operation from Mississippi Department of Health.

417.03 Display and Storage: No storage or display of materials, goods, supplies, or equipment related to the operation of a food truck (excluding trash receptacles) shall be visible from the outside of any vehicle involved in the operation.

417.04 Traffic and Parking Restrictions: No traffic shall be generated by such food truck in greater volumes than would normally be expected in a commercial or industrial zone (as determined by the Zoning Administrator), and any need for parking generated by the operation of such food trucks shall be met off the street. Furthermore, an ample amount of such off-street parking shall be provided as determined by the Zoning Administrator at the time of the application for a conditional use permit. A food truck shall not operate on a public roadway or in the public rights-of-way.

417.05 Hours of Operation: Allowed hours of operation shall be limited to 30 minutes prior to sunrise and 30 minutes after sunset, unless the Board of Supervisors determines a different hours of operation as stated in the conditional use permit.

417.06 Signs Relating to Food Trucks: The maximum size for all food truck signs is two (2) square feet. Food truck signs shall be affixed to the vehicle no more than six (6) feet above floor level and may not be illuminated.

417.07 Required Privilege License in Accordance with State and County Law: A privilege license and operation permit must be obtained from the Mississippi Department of Health and the local Zoning Administrator prior to the initiation of a food truck operation. The local permit shall cost an initial fee of \$2,500, and the permit shall be renewed annually for a fee of \$1,000.

SECTION 418 – PROHIBITION ON RECREATIONAL VEHICLE, STORAGE BUILDINGS AND CONTAINERS AS DWELLINGS

No recreational vehicle, as defined herein, may be used as a residence (that is, for living, sleeping, cooking, etc.) in any zoning district other than in a section of a Manufactured Home Park (zoned MHP) reserved for such use. Containers and prefabricated storage buildings shall not be used as a dwelling, primary or accessory, in any zoning district.

SECTION 419 – MEDICAL CANNABIS ESTABLISHMENT

Medical Cannabis Establishments, as defined under Article II of this Ordinance, shall be subject to the following conditions:

419.01 Applicable Laws: All requirements of federal, state and local laws shall be met, and maintain permits for operation from Mississippi Department of Health. This shall include all building code regulations adopted by the Rankin County Board of Supervisors.

419.02 Site Plan Review: All medical cannabis establishments must submit a preliminary site plan review package to the Zoning Administrator when submitting a Conditional Use application. This requirement is to ensure the establishment is located in an area of the County that has adequate infrastructure to meet the needs of the establishment. Such infrastructure may include electricity, water for cultivation and/or processing as well as fire suppression, wastewater treatment and removal, and roadway/bridge capacity.

419.03 Required Privilege License in Accordance with State and Local Law: A privilege license and operation permit must be obtained from the Mississippi Department of Health and the local Zoning Administrator prior to the initiation of a medical cannabis establishment. The local permit shall cost an initial fee of \$5,000 and the permit shall be renewed annually for a fee of \$2,500.

419.04 Signage: All medical cannabis establishments are subject to sign regulations as defined by State Code and all provisions for advertising and marketing set forth in the Mississippi

Medical Cannabis Act of 2022 and established criteria by the Mississippi State Department of Health as set forth in Title 15, Part 22, Subpart 3.

419.05 Bi-Product: Medical cannabis bi-products or waste shall not be stored outside of the building.

419.06 Odor: An odor prevention plan to mitigate odor from leaving the building, suite and/or site must be submitted and approved.

419.07 Hours of Operation: To be determined through the Conditional Use review.

419.08 Lighting: Demonstrate that no excessive light escapes to neighboring property between sunset and sunrise.

419.09 Security Plans: Security system and processes must include all-time (24 hour, 7 days a week) parking lot surveillance capable of capturing tag information.

419.10 Loitering: No loitering or outside seating shall be allowed.

419.11 Proximity to Existing Residential Properties: No medical cannabis establishment may locate within 1,000 feet of the nearest occupied residential structure as measured from the closest point of structure to structure.

419.12 Platted Subdivisions: No medical cannabis establishment shall be located in a platted residential subdivision.

SECTION 420 – SHORT TERM RENTAL

All short term rental properties, as defined by this Ordinance, must meet the following requirements:

- A. **Annual Permit and Business License:** The initial permit fee for a short term rental is \$1,000 with a \$500 annual renewal fee. All fees are due annually on January 1 of each year. Said permit does not transfer with ownership.
- B. **Proximity and Concentration of Properties:** In platted subdivisions, short term rentals cannot exceed 10% of the total lots and cannot be located within 500 feet, which is measured property line to property line, of another short term rental property.
- C. **Inspections:** Life safety and building code inspections will be conducted prior to issuance of an initial permit and prior to the issuance of an annual renewal permit.
- D. **Local Representative:** A local property owner or designated agent, who can be on site within 60 minutes of a request, must be listed on all permit applications, and current contact information must be provided upon application.

- E. **Parking:** On-site parking must be provided; on-street parking is not permitted. The number of vehicles allowed is determined by the number of on-site parking spots.
- F. **Trash Collection:** All garbage must be properly disposed of, and collection devices shall not be stored within the right-of-way.
- G. **Floor Plans:** A detailed floor plan depicting all bedrooms for rent must be submitted with said application.
- H. **Capacity:** Maximum capacity is 2 people per bedroom plus two additional people. No additional guests are permitted.
- I. **Posting of Rules:** All local rules and conditions must be posted within the unit and be included in all rental contracts.
- J. **Rental Record:** A record of renters must be maintained by the property owner or agent. The following information must be included in said record: Name, Address, and Age.
- K. **Gatherings:** Parties, gatherings, or other events are not permitted.
- L. **Fines:** Fines for the violation of rules and conditions are as follows: First Offense - \$250, Second Offense - \$500, Third Offense - \$1,000 and permit revoked.

SECTION 421 – WIRELESS COMMUNICATION TOWERS

All wireless communication towers must meet the following requirements:

421.01 Co-location agreement: All applicants for wireless communications facilities are required to submit a statement with the application agreeing to allow and reasonably market co-location opportunities to other wireless communications facility users. The statement shall include the applicant's policy regarding co-location of other providers, and the methodology to be used by the applicant in determining reasonable rates to be charged to other providers. The co-location agreement shall be considered a condition of issuance of a tower use permit.

421.02 Fall Zone: The fall zone, as determined by the County Engineer and tower design engineering reports, must be within the parcel on which the tower is located.

421.03 Abandonment Contract: The tower owner is required to provide a contract which addresses possible abandonment of the structure and meet all additional conditions as set forth by the Department of Community Development and the Board of Supervisors.

SECTION 422 – UTILITY SCALE SOLAR PROJECTS

Solar Projects, as defined under Article II of this Ordinance, shall be subject to the following limitations and such conditions as may be determined by the Board of Supervisors for the protection of the health, safety, and welfare of the citizens of Rankin County:

422.01 Location: Solar projects are an allowed use in I-2 and a conditional use in I-1.

422.02 Setback Requirements: All solar projects must at a minimum meet the following setback requirements:

- A. Three hundred (300) feet from all dwelling units.
- B. One hundred (100) feet from all public right-of-way frontages.
- C. One hundred (100) feet from all property boundaries.

422.03 Fencing and Screening: All solar projects shall be completely enclosed with a minimum of 10-foot-high security fencing, which is measured from the finished grade of the fencing perimeter. Evergreen vegetative screening or a privacy fence must be installed so as to obscure the solar project from adjacent parcels. The vegetative screening at maturity shall exceed 15 feet tall.

422.04 Height: The solar project shall not exceed 18 feet in height from the highest finished grade below each solar panel to the top of that panel and must not exceed the screening height. Office buildings on the project site may be excluded from this regulation at the discretion of the Board of Supervisors.

422.05 Transmission: All transmission must be located below grade or underground; no high mast transmission is permitted.

422.06 Reflectivity: No mirrored or reflective surface shall be allowed. All solar panels shall be treated or constructed with anti-reflective materials.

422.07 Vegetation: Natural vegetation shall remain to the greatest extent possible and clearing shall be limited to only what is necessary for construction, operation and maintenance of the solar project. Any disturbed land shall be stabilized by a permanent seeding of perennial vegetation such as grass or other dense surface cover that will protect the soil surface from erosion, prevent sediment and runoff at the site from reaching downstream areas, and enhance the aesthetics of the site. It is recommended that a slow-growing, vegetative cover be utilized so that general maintenance of the growth can be kept to a minimum.

422.08 Site Plan Review: Site plan review shall be required for all solar projects and shall include approval of glare control, viewshed analysis, drainage plans, soil erosion control, sedimentation, and pollution control.

422.09 Access: All solar projects shall have a secure entry system at the primary entrance. The secure entry system shall comply with the specifications of the International Fire Code. The names of the manufacturers, installers, facility owners, and facility operators, and their addresses and phone numbers shall be posted on the required fencing at each entrance of a solar project.

422.10 Emergency Response Plan: All solar projects shall have a written emergency response plan that shall be approved by the County's Community Development department, sheriff's office, fire department, and emergency management agency prior to start of operations. Each solar project shall update its emergency response plan no later than January 1 of each year with a copy provided to all departments and agencies named in this subsection. The emergency response plan shall include the following:

- A. The phone number, email address, and street address for all manufacturers, installers, owners, and operators; and
- B. The phone number, email address, and mailing address for a representative of the solar project responsible for responding to public inquiries; and
- C. The material safety data sheets that apply to any materials on the solar project; and
- D. The clearly marked means and instructions for authorized staff to shut down the solar photovoltaic service.

422.11 Abandonment: Any solar project that has not been in use for a period of 180 consecutive days for its original purpose as approved by the Community Development department shall be deemed abandoned and shall not be authorized to recommence operations until the County inspects the facility unless written notice has been provided to and accepted by the County for non-operation over 180 days. County approval for nonuse over 180 days requires that the facility be maintained as such for future operations.

422.12 Decommissioning and Site Restoration: A solar project permit must also include a decommissioning and site restoration plan. Decommissioning must begin within one year of when the solar project ceased to generate electricity or thermal energy and shall be completed no later than one year from start. Said plan shall at a minimum include:

- A. Defined conditions upon which decommissioning will be initiated (e.g. end of lease, condition of potential public safety hazard, etc);
- B. Removal of all non-utility owned equipment, conduits, structures, fencing, roads and foundations;
- C. Restoration of the property to a condition prior to development of the solar project. If marketable timber was harvested during construction, then the site must be replanted in similar timber unless otherwise approved;
- D. An estimate of cost for decommissioning and security sufficient for such costs in the form of a guaranty to ensure the availability of funds for such costs. Every five years, the estimated cost reevaluated and security shall be modified. The guaranty shall be from an entity having (1) at the time of delivery of such guaranty, a senior unsecured long-term debt rating of BBB- or better from Standard and Poor's and Baa3 or better from Moody's; or (2) audited financial statements, prepared by a nationally-recognized firm of independent auditors and indicating a financial net worth of at least \$10,000,000.

ARTICLE V: OFF-STREET PARKING REQUIREMENTS

SECTION 500 – PURPOSE OF THIS ARTICLE

The purpose of this Article is to establish requirements regarding: (1) sufficient space for the off-street parking and, where required, parking lot landscaping. The purpose of these requirements is to reduce or avoid congestion of streets and to provide a more suitable living and working environment. Such space for parking or loading of motor vehicles, provisions for ingress and egress, and required landscaping shall be provided at the time of the erection of any principal structure, or at the time any principal structure is enlarged or increased in capacity by the addition of dwelling units, guest rooms, floor area, or seats. The responsibility for meeting the requirements established by this Ordinance shall be that of whoever establishes the use to which it is appurtenant.

SECTION 501 – OFF-STREET PARKING

501.01 General Requirements: Off-street parking and loading space shall be provided in accordance with the following regulations:

- A. **Provision of Parking Space on the Same Lot with all Residential Uses:** Off-street parking space for all residential land uses shall be provided on the same parcel of land as the residential use to which the parking space is an accessory.
- B. **Non-residential Uses and Off-site Parking:** Off-street parking space for all non-residential land uses shall be provided on the same parcel of land as the use to which the parking space is appurtenant. However, that, following site plan review by the Planning/Zoning Commission in accordance with Sections 707 through 710 of this Ordinance, the Board of Supervisors may authorize in writing an alternative off-site location to the required parking space for such non-residential land uses if:
 - 1. There are practical difficulties preventing the location of parking space on the same parcel; and/or
 - 2. The public safety or the public convenience or both would be better served by the location of the required space on a parcel of land other than with the use to which it is appurtenant.
- C. **Provision of Access and Maneuver Space for Non-Residential Land Uses:** In calculating any required parking area, other than for parking spaces required for single and two-family dwellings, sufficient access and maneuver space shall be provided to permit the parking and removal of any vehicle without moving other vehicles. Furthermore, all parking spaces shall be designed, maintained and regulated so that no parking or maneuvering incidental to parking shall be on any public street, sidewalk, or alley; and exiting will not require backing into a public street.

- D. **Parking Space Near Fire Hydrants:** Under no circumstances shall any parking space be provided within ten (10) feet of a fire hydrant.
- E. **Driveway width** must be at least 24 feet wide to accommodate two cars or have a separate entrance and exit.

501.02 Schedule of Off-Street Parking Requirements: For the purpose of this Ordinance, an "off-street parking space" shall consist of a space sufficient in size to store one full size automobile with room for opening doors on both sides. When computing parking space requirements on the basis of the number of persons expected to be on the premises of a particular land use, the maximum number of occupants, practitioners, patrons or employees anticipated to be on the premises at any one time shall be used. When the application of the requirements of this Section would result in a fractional space, any such fraction shall be counted as one space. In the case of mixed, compatible subcategories of land use (e.g., as shopping centers containing a grocery store, a furniture store, a motion picture theater, etc.), the parking space required by the schedule below shall equal the sum of the requirements for each of the various uses (subcategories) computed separately. Off-street space for parking and storage of vehicles shall be provided in accordance with the following schedule:

- A. **Residential Zones R-1, R-1B, R-1C, R-1D, and R-3:** Two covered spaces per dwelling unit.
 - 1. **Townhouses:** Each townhouse, as defined by this Zoning Ordinance, shall front directly upon a public (i.e., dedicated) street rather than a common parking lot or common driveway. Access to required parking by means of easements shall be prohibited. Each townhouse shall be served by a private driveway; Common or "flag-type" driveways which serve adjoining townhouses shall be prohibited.
- B. **Residential Zones A-1, A-2, RE-1, RE-1A, R-4, MHP, MHS, and R-MX:** Two spaces per dwelling unit.
- C. **Retail Commercial and Services:** One (1) space per 200 square feet of total floor area with sufficient drive and queuing space for drive-in restaurants and banks.
- D. **Motels, Nursing Homes, Hospitals, and Similar:** Two (2) spaces per guest or patient room and one space per employee.
- E. **Public Assembly including churches, libraries, theater, community centers, and stadiums:** One (1) space per three (3) seats or equivalent thereof.
- F. **Educational:** One (1) space per classroom (or care room for child care facility) and one (1) space per employee including teachers. For High Schools, there shall be one (1) space per 15 students as well. Sufficient drive and queuing space for loading and unloading is also required.
- G. **All others not covered:** One (1) space per employee and one (1) space per 800 square feet of total floor area.

Alternative plans for parking spaces may be approved through site plan review.

501.03 Design Standards for Off-Street Parking: Off-street parking in R-4, P-1, C-2, C-3, C-4, I-1 and I-2 shall be provided in accordance with the minimum design standards specified in Table 1. With regard to the provision of parking for handicapped persons, developers shall comply with the Federal regulations implementing the Americans with Disabilities Act.

A 90-degree parking angle shall be required for all parking lots unless the developer can demonstrate to the Rankin County Planning Commission during required site plan review (see Sections 707 through 710) that there are unusual circumstances, such as an unusual lot shape, that would make it necessary to use a parking angle other than 90-degree. Parking stalls shall be marked by a four-inch white, reflector stripe. Parking stalls shall be a minimum of nine (9) feet wide, measuring center to center of the striped line.

Table 1: Design Standards for Off-Street Parking

Parking Angle	Minimum Stall Width Parallel to Aisle	Minimum Stall Depth Measured at Right Angle to Aisle	Minimum Stall Depth to Interlock	Minimum Aisle Width
45 Degrees	12.7 feet	17.5 feet	15.3 feet	12 feet
60 Degrees	10.4 feet	19 feet	17.5 feet	16 feet
90 Degrees	9 feet	18.5 feet	18.5 feet	26 feet

ARTICLE VI: NONCONFORMITIES

SECTION 600 – PURPOSE OF THIS ARTICLE

A nonconformity is any land, lot, building, structure or parts thereof, existing before the enactment of this Ordinance, which subsequent to the enactment of this Ordinance or amendment thereto, does not conform with the use regulations and/or dimensional regulations of the district in which it is situated, and/or does not comply with any other requirements herein.

It is the intent of this Ordinance to permit nonconformities to continue until they are removed, but not to encourage their survival. It is further the intent of this Ordinance that nonconformities shall not be enlarged upon, expanded, or extended, nor be used as grounds for adding other structures or uses prohibited elsewhere in the same district.

Nonconforming Uses (see definition under Section 601 below) are declared by this Ordinance to be incompatible with permitted land use in the districts involved. Therefore, a nonconforming use of a structure, a nonconforming use of land, or a nonconforming use of structure and land in combination shall not be extended or enlarged after passage of this Ordinance by the addition of other uses of a nature which would be prohibited generally in the district involved.

To avoid undue hardship, nothing in this Ordinance shall be deemed to require a change of plans, construction, or designated use of any building on which actual construction was lawfully initiated prior to the effective date of adoption or amendment of this Ordinance and upon which actual building construction has been carried on diligently. Actual construction" is hereby defined to include the placing of construction materials in permanent position and fastened in a permanent manner. Where excavation or demolition or removal of an existing building has been substantially initiated preparatory to rebuilding, such excavation or demolition or removal shall be deemed to be "actual construction," provided that work shall be carried on diligently.

SECTION 601 – TYPES OF NONCONFORMITIES

Where the definition of a nonconformity has been given in Section 201 and under Section 600, such nonconformities shall be further defined according to one of the types of nonconformities listed below, or combination thereof, for the purpose of regulation.

601.01 Nonconforming Undeveloped "Lot of Record": This type of nonconformity is an undeveloped "lot of record" (i.e., part of a subdivision, the map of which has been recorded in the office of the Chancery Clerk of Rankin County, Mississippi, or a lot described by metes and bounds, the description of which has been recorded in said office) the dimensions of which, subsequent to the passage of this Ordinance, do not meet the area or width requirements, or both, of the district wherein such lot is located.

601.02 Nonconforming Structure (Including Buildings): This type of nonconformity includes anything lawfully constructed or erected with a fixed location on the ground (or attached to something having a fixed location on the ground) prior to the passage of this Ordinance, but

which subsequently does not comply with the bulk, placement or other dimensional requirements of the zoning district wherein located.

601.03 Nonconforming Use: This type of nonconformity includes the uses of any land, lot, building, structure, or parts thereof, which lawfully existed prior to the passage of this Ordinance but which subsequently does not comply with all or some part of the use requirements of the zoning district wherein located.

SECTION 602 – REGULATIONS CONCERNING NONCONFORMING UNDEVELOPED LOTS OF RECORD

602.01 Erection of One-Family Dwellings Allowed on Nonconforming Undeveloped (or Vacant) Lots of Record: In any district in which one-family dwellings are permitted, a one-family dwelling and customary accessory buildings may be erected on any nonconforming undeveloped (or vacant) lot of record after the effective date of this Ordinance.

602.02 Erection of Commercial/Industrial Structures Allowed on Nonconforming Undeveloped (or Vacant) Lots of Record: In any district in which such use is permitted, a commercial/industrial structure and customary accessory structure may be erected on any nonconforming undeveloped (or vacant) lot of record after the effective date of this Ordinance.

No lot shall be created on or after the effective date of this Ordinance which does not meet the lot area and lot width requirements of the district wherein the lot is located. However, preliminary Plats approved by the Board of Supervisors or conceptual plans approved at preliminary conferences prior to the effective date of this Ordinance have been grandfathered.

SECTION 603 – REGULATIONS CONCERNING NONCONFORMING STRUCTURES

Where a lawful structure exists before the effective date of adoption or amendment of this Ordinance that could not subsequently be built under the terms of this Ordinance by reason of restrictions on area, lot coverage, height, yards, its placement on the lot, or other dimensional requirements concerning the structure, such structure may be continued so long as it remains otherwise lawful, provided that:

- A. No such nonconforming structure may be enlarged or altered in a way which increases its nonconformity, but any structure or portion thereof may be altered to decrease its nonconformity.
- B. Should such nonconforming structure or nonconforming portions of a structure be destroyed by any means to an extent of more than fifty percent (50%) percent of its replacement cost at the time of destruction, it shall not be reconstructed, except in conformity with the provisions of this Ordinance.
- C. Should such structure be moved for any reason for any distance whatever, it shall thereafter conform to the regulations for the district in which it is located after it is moved.

SECTION 604 – REGULATIONS CONCERNING NONCONFORMING USES OF LAND (OR LAND WITH MINOR STRUCTURES ONLY)

Where at the time of passage of this Ordinance, lawful use of land exists which would not be permitted by the regulations imposed by this Ordinance, and where such use involves no individual structure with a replacement cost exceeding \$1,000.00, the use may be continued so long as it remains otherwise lawful, provided:

- A. No such nonconforming use shall be enlarged or increased, nor extended to occupy a greater area of land than was occupied at the effective date of adoption or amendment of this Ordinance;
- B. No such nonconforming use shall be moved in whole or in part to any portion of the lot or parcel other than that occupied by such use at the effective date of adoption or amendment of this ordinance;
- C. If any such nonconforming use of land ceases for any reason for a period of more than 30 days (except where government action has impeded access to the premises), any subsequent use of such land shall conform to the regulations specified by this Ordinance for the district in which such land is located;
- D. No additional structure not conforming to the requirements of this Ordinance shall be erected in connection with such nonconforming use of land.

SECTION 605 – REGULATIONS CONCERNING NONCONFORMING USES OF MAJOR STRUCTURES OR OF MAJOR STRUCTURES AND LAND IN COMBINATION

If lawful use involving individual major structures (i.e., those with a replacement cost of \$1,000 or more) or of such major structures and land in combination, exists prior to the effective date of adoption or amendment of this Ordinance, that would not be allowed in the district under the terms of this Ordinance, the lawful use may be continued so long as it remains otherwise lawful, subject to the following provisions:

- A. No existing structure devoted to a use not permitted by this Ordinance in the district in which it is located shall be enlarged, extended, reconstructed, moved, or structurally altered except in changing the use of the structure to a use permitted in the district in which it is located.
- B. Any nonconforming use may be extended throughout any parts of a building which were manifestly arranged or designed for such use at the time of adoption or amendment of this Ordinance, but no such use shall be extended to occupy any land outside such building.
- C. Any structure, or structure and land in combination, in or on which a nonconforming use is superseded by a permitted use, shall thereafter conform to the regulations for the district, and the nonconforming use may not thereafter be resumed.

- D. When a nonconforming use of a structure, or structure and land in combination, is discontinued or abandoned for six consecutive months or for six months during any three year period (except when government action has impeded access to the premises), the structure, or structure and land in combination, shall not thereafter be used except in conformity with the regulations of the district in which it is located.
- E. Where nonconforming use status applies to a structure and land in combination, removal or destruction of the structure shall eliminate the nonconforming status of the land. Destruction for the purpose of this subsection is defined as damage to the extent of more than 50 percent of the replacement cost at the time of destruction.

ARTICLE VII: ADMINISTRATION AND ENFORCEMENT

SECTION 700 – PURPOSE OF THIS ARTICLE

It is the purpose of this Article to prescribe the legal devices and procedures for administering and enforcing this Ordinance and to define the duties, powers, limitations and scope of jurisdiction for the various persons and groups which are concerned with the administration and enforcement of this Ordinance.

SECTION 701 – DUTIES, POWERS, AND LIMITATION OF POWERS OF THE ZONING ADMINISTRATOR IN THE ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE

701.01 Duties of the Zoning Administrator:

- A. Coordinate all matters relating to this Ordinance with, as appropriate, other County officials.
- B. Provide information to the public on matters relating to zoning.
- C. Provide application forms to the public on matters relating to zoning.
- D. Maintain, or be responsible for, the maintenance of the Official Zoning Map.
- E. Receive and take appropriate action on all applications for dimensional variances, conditional use permits (special exceptions), and zoning amendments (rezoning).
- F. Receive and take appropriate action on all site plans submitted in accordance with Sections 707 through 710 of this Ordinance and the forwarding copies of site plans and associated materials to the proper individuals or bodies.
- G. Check construction (or use conversion) performed under zoning-related permits to determine if the work (or use conversion) meets the requirements before issuing a certificate of occupancy.
- H. Oversee the preparation and maintenance of a map or other recording process indicating nonconforming uses, structures and undeveloped (or vacant) lots.
- I. Clear with other local, county, state, or Federal agencies where such clearance is necessary in connection with zoning matters.
- J. Appear before the Board of Supervisors to furnish information helpful to that body in carrying out their assigned functions.

- K. Make periodic checks for violations or investigate written complaints of violations of this Ordinance and notify in writing the person(s) responsible for violations of the Ordinance, indicating the nature of the violation and ordering the action necessary to correct it. Notice to such violators shall be by registered or certified mail or shall be delivered personally by the Zoning Administrator. The Zoning Administrator's response to a complainant may be by ordinary mail.
- L. Report uncorrected violations to the Board of Supervisors and recommend action to prevent or halt violations of this Ordinance.
- M. Advertise public hearings as required by this Ordinance. (Note: The Zoning Administrator may simply notify the Purchasing Clerk that advertisement of a public hearing is needed, and the Purchasing Clerk may actually transmit the required notice to the appropriate newspaper or newspapers).
- N. Keep records pertaining to zoning matters.
- O. Provide administrative interpretation as provided in Subsection 701.02.

701.02 Administrative Interpretation by the Zoning Administrator: In the event there is a question as to the general intent or specific meaning of any provision of the Zoning Ordinance text, or of the boundaries or district designations or other matters relating to the Official Zoning Map, the Zoning Administrator shall have the power to make such administrative decisions and interpretation. Such decisions or interpretations shall be made in writing by the Zoning Administrator.

- A. **Limitation of Powers:** Said administrative interpretation shall in no manner be construed to include, or used in any way which would permit, the granting of a conditional use permit (special exception), dimensional variance, or zoning amendment (either an amendment to the zoning text or a district re-classification -- that is, the rezoning of any land), the provisions for which use are given elsewhere in this Ordinance.
- B. **Appeals from the Administrative Interpretation by the Zoning Administrator:** Appeals from said administrative interpretation shall be made as provided in Subsection 713.01 of this Ordinance.
- C. **Administrative Interpretation by the Zoning Administrator shall not be used in matters which the Zoning Administrator has personal financial interest or personal gain is involved.**

SECTION 702 – CREATION AND DUTIES OF THE RANKIN COUNTY PLANNING COMMISSION

702.01 Composition: The Rankin County Planning Commission shall consist of the five (5) members of the Board of Supervisors or their appointed representatives.

702.02 Qualifications and Term of Office: Each member must be a qualified elector residing within Rankin County. Members shall continue to serve until reappointed, removed, replaced or written resignation is submitted to the Board of Supervisors.

702.03 Meetings: The Planning Commission shall meet at such time and as often as deemed necessary for the accomplishment of the purposes for which it is created.

702.04 Quorum: No official business of the Commission shall be conducted without a quorum of the majority of the Commission (i.e., three members).

702.05 Duties and Responsibilities:

- A. Prepare and propose a Comprehensive Plan of physical development of the County, as defined by Section 17-1-1 of the Miss. Code Ann.;
- B. Prepare and propose a Zoning Ordinance and an official Zoning Map and any changes or amendments thereto;
- C. Prepare and propose regulations governing the subdivision of lands and any amendments thereto; and
- D. Utilize the services of the County Administrator, County Attorney, Road Manager, County Engineer, Director of Community Development and other County Personnel and resources as they are authorized to assist the Commission.

SECTION 703 – DUTIES OF THE BOARD OF SUPERVISORS IN THE ADMINISTRATION AND ENFORCEMENT OF THIS ORDINANCE

The Board of Supervisors of the County shall have the final authority with regard to all matters involving this Zoning Ordinance. The duties of the Board of Supervisors shall include, but not necessarily be limited to:

- A. Hear appeals from the administrative interpretation by the Zoning Administrator and/or Planning Commission.
- B. Final action of applications for dimensional variances, conditional use permits (special exceptions), re-zonings and amendments to this Ordinance.

No member of the Board of Supervisors shall participate in the hearing of any item nor vote on any matter before the Board of Supervisors in which he has a personal interest.

SECTION 704 – DIMENSIONAL VARIANCES

Where the strict application of this Ordinance would result in peculiar and exceptional practical difficulties to or exceptional hardship upon the owner of such property, the Board of Supervisors shall conduct a public hearing on applications for dimensional variances, and is empowered to grant approval

of such dimensional variances from the strict application so as to relieve such difficulties or hardships. Examples of such difficulties or hardships include exceptional narrowness, shallowness, or shape of a specific piece of property at the time of the original adoption of this Ordinance; or by reason of the location of trees, natural drainage course, lakes, or other desirable or attractive features, which condition is not generally prevalent in the neighborhood.

704.01 Requirements for Granting Variances: Any person desiring a dimensional variance from the terms of this Ordinance shall submit a written application (on a form furnished by the Zoning Administrator) demonstrating compliance with ALL of the following; a variance shall not be granted unless the applicant demonstrates:

- A. That special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings, in the same district.
- B. That literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this Ordinance.
- C. That granting the variance requested will not confer on the applicant any special privilege that is denied by this Ordinance to other lands, structures, or buildings in the same zoning district.

704.02 Existence of Non-Conforming Uses Not Grounds for Variance: The existence of non-conforming uses of neighboring lands, structures, or buildings in the same zoning district shall not be considered grounds for granting a variance. Furthermore, the existence of permitted or non-conforming use of lands, structures, or buildings in other districts shall not be considered grounds for issuance of a variance.

704.03 Public Hearing Required: A public hearing shall be held in accordance with Section 2911 of this Ordinance for all proposed dimensional variances.

704.04 Required Findings: No variance shall be issued until the Board of Supervisors has made a finding that the reasons set forth in the application justify the granting of the variance, and that the variance constitutes the minimum allowable deviation from the dimensional regulations of this Ordinance in order to make possible the responsible use of the land, building or structures. Furthermore, no variance shall be granted until the Board of Supervisors has made a finding that the granting of the dimensional variance will be in harmony with the general purpose and intent of this Ordinance, and that the variance will not be injurious to the neighborhood or otherwise detrimental to the public welfare.

704.05 Conditions and Safeguards May Be Prescribed with Dimensional Variance: In granting any dimensional variance, the Board of Supervisors may prescribe appropriate conditions and safeguards in conformity with this Ordinance. Violations of such conditions and safeguards, when made a part of the terms under which the variance is granted, shall be deemed a violation of this Ordinance and punishable under Section 2914 of this Ordinance.

If such conditions and safeguards are imposed by the Board of Supervisors in granting a variance, the applicant shall be required to sign an agreement whereby he/she accepts those conditions and safeguards (which shall be specified in the agreement). This instrument shall be in a form recordable in public land records.

704.06 Granting of a "Use Variance" Prohibited: Under no circumstances shall the Board of Supervisors issue a variance to allow a use not permissible under the terms of this Ordinance in the District involved, or any use expressly or by implication prohibited by the terms of this Ordinance in said district.

SECTION 705 – CONDITIONAL USES (SPECIAL EXCEPTIONS)

The Board of Supervisors is empowered to hear and decide whether or not proposed conditional uses (special exceptions) authorized under this Ordinance should be granted.

705.01 Requirements for Granting a Conditional Use Permit: Any person desiring a conditional use shall submit a written application (on a form furnished by the Zoning Administrator) indicating the Section in the Ordinance under which the conditional use is sought and stating the grounds on which it is requested. The Board of Supervisors shall not grant a conditional use unless satisfactory provision and arrangement has been made concerning all of the following:

- A. Ingress and egress to property and proposed structures thereon with particular reference to vehicular and pedestrian safety and convenience, traffic flow and control, and access in case of fire or catastrophe.
- B. Off-street parking and loading areas.
- C. Refuse and service areas.
- D. Utilities, with reference to locations, availability, and compatibility.
- E. Screening and buffering with reference to type, dimensions, and character.
- F. Required yards and other open space.
- G. General compatibility with adjacent properties and other property in the district.
- H. Any other provisions deemed applicable by the Board of Supervisors.

705.02 Site Plan Required: Every applicant for a conditional use permit shall submit a site plan in accordance with Sections 707 through 710 of this Ordinance.

705.03 Public Hearing Required: A public hearing shall be held in accordance with Section 711 of this Ordinance for all proposed conditional uses.

SECTION 706 – AMENDMENTS TO THE ZONING ORDINANCE TEXT OR THE OFFICIAL ZONING MAP (REZONING)

706.01 Type of Amendments/Application Required: Amendments to this Ordinance include: (1) amendments to the text; and (2) amendments to the Official Zoning Map, which is legally a part of this Ordinance. Any person may initiate an amendment to this Ordinance by filing an application with the Zoning Administrator (on a form furnished by him/her).

706.02 Site Plan Required: If a specific use is identified by the applicant for a rezoning (i.e., a proposed amendment to the Official Zoning Map), then the application for rezoning shall be accompanied by a site plan prepared in accordance with Sections 707 through 710 of this Ordinance.

706.03 Criteria for Rezoning: No amendment to the Official Zoning Map shall be approved unless the proposed rezoning meets one of the following criteria:

- A. That there was a mistake in the original zoning. "Mistake" in this context shall refer to a clerical or administrative error, such as a mistake of draftsmanship on the Official Zoning Map or incorrectly reflecting the Board of Supervisors' decision in the minutes. "Mistake" does not mean that the Board of Supervisors made a mistake in judgment in their prior zoning, such as not realizing the full import of the zoning classification or mistakenly placing the property in one classification when the evidence indicated that another would have been more appropriate.
- B. That the character of the neighborhood has changed to such an extent as to justify reclassification, and that there is a public need for the rezoning.

706.04 Proposed Rezoning Shall Be Consistent with Adopted Comprehensive Plan: Section 17-1-9 of the **Mississippi Code of 1972**, As Amended, requires that "zoning regulations shall be made in accordance with a comprehensive plan---." Accordingly, no amendment to the Official Zoning Map shall be approved by the Board of Supervisors unless the proposed rezoning is consistent with all four elements of the adopted Comprehensive Plan of the County, including the Goals and Objectives, the Land Use Plan, the Transportation Plan, and the Community Facilities Plan.

706.05 Public Hearing Required: In accordance with Section 17-1-17 of the **Mississippi Code of 1972**, As Amended, a public hearing shall be held on any proposed amendment to the text of this Ordinance or the Official Zoning Map following at least fifteen (15) days notice of the hearing in "---an official paper or a paper of general circulation in such municipality ---specifying a time and place of said hearing." The hearing shall be held in accordance with Section 711 of this Ordinance.

706.06 Res Judicata: Upon the submission of an application for a rezoning, and a determination by the Board of Supervisors that said application should be denied, the Board of Supervisors shall not accept a subsequent application to re-zone the same property or any part thereof to the same classification until the expiration of one (1) year from the date of the decision of the Board denying said application. This is known as the doctrine of res judicata. However, if the

application relates to the same property but seeks zoning to a different classification, the doctrine does not apply; and the Board of Supervisors may consider such a proposed rezoning.

706.07 When an Ordinance Amending Text or Official Zoning Map Is Required and Publication of That Ordinance: No amendment to the Official Zoning Map or the text of this Ordinance shall become effective until an Ordinance amending same has been passed by the Board of Supervisors.

SECTION 707 – SITE PLAN REVIEW: PURPOSES AND WHEN REQUIRED

707.01 Purposes: The purposes of site plan review are: to promote the health, safety and general welfare of the County; to insure that structures are built in accordance with the provisions of this Ordinance; to conserve the value of existing buildings and structures; to prevent excessive dissimilarity and inappropriateness or poor quality of design in the exterior appearance of structures; to prohibit unsightly and unsuitable structures that would be out of harmony or incongruent with existing visual features within the district; and to prevent harm and damage to the County which will result from the absence of such review and manifest itself by:

- A. Lower property values;
- B. Decreased economic growth; or
- C. Diminished future opportunities for land use and development.

707.02 When Site Plan Review Is Required: Site Plan Review shall be required:

- A. When the District Regulations for each zoning district state that Site Plan Review is required in connection with certain land uses.
- B. All applications for conditional uses.
- C. All public/quasi-public utilities and facilities. In accordance with Section 402, such public/quasi-public utilities and facilities shall be allowed only as conditional uses in any district.
- D. If a specific use is identified by the applicant for a rezoning (i.e., a proposed amendment to the Official Zoning Map), then the application shall be accompanied by a site plan.
- E. All new principle (i.e., not accessory) buildings or structures in zoning districts P-1, C-2, C-3, C-4, I-1 and I-2.
- F. Other circumstances as deemed necessary by the Department of Community Development.

SECTION 708 – SITE PLAN REVIEW PROCEDURES

The Zoning Administrator shall act as the coordinator for the site plan review process. He shall advise all applicants for building permits if the proposed use requires the preparation and submission of a site plan and the official approval of that plan prior to the issuance of the permit. All applicants shall follow the procedures specified below:

708.01 Sketch Plan: Prior to filing of an application for approval of a site plan, the applicant should meet and consult informally with the Zoning Administrator. This meeting will give the applicant an opportunity to secure guidance as to what will probably be required before incurring great expense in making a detailed site plan.

708.02 Submission of Site Plan: The Zoning Administrator shall tell the applicant how many copies of each site plan shall be prepared and submitted to him/ her. Site plans shall be submitted at least thirty (30) days prior to the next regular meeting of the Board of Supervisors at which the plan is to be reviewed, or it will not be placed on the Board of Supervisors agenda for that meeting.

The Zoning Administrator shall notify the applicant of any deficiencies or omissions in the site plan. The site plan shall not be processed until all required data is provided as prescribed in Section 709 of this Ordinance.

708.03 Applicant Must Be Represented at Board of Supervisors Meetings: Applicants (or their designated representative) for site plan approval shall be present at meetings of the Board of Supervisors when their proposed site plan is to be reviewed.

708.04 Board of Supervisors Review of Site Plan: Following receipt of the site plan and supporting data as prescribed under Section 709, the Zoning Administrator shall forward copies to the Chancery Clerk, each member of Board of Supervisors, and others as necessary for review.

The Board of Supervisors shall review the site plan and data at its next regular meeting or work session, individually or collectively, following submission of same to the Zoning Administrator. The Zoning Administrator (or his/her designated representative) shall be present at the Board of Supervisors Meeting.

The purpose of this review is to ascertain whether or not the applicant's proposed building or structure conforms with this Ordinance and other applicable laws, will maintain harmony and continuity with similar existing uses within the district and considering other like structures within 500 feet of the proposed structure as measured from each lot line of the proposed structure excluding streets, alleys, and other public rights-of-way.

708.05 Approval of Site Plan by Board of Supervisors: The Zoning Administrator shall forward his/ her recommendation and that of other County officials as necessary to the Board of Supervisors. The Board of Supervisors shall consider whether or not the applicant's proposed building or structure will conform with the provisions of this Ordinance and other applicable laws, and whether or not it will maintain harmony and continuity with similar existing uses within the district and considering other like structures within 500 feet of the proposed

structure as measured from each lot line of the proposed structure (excluding streets, alleys, and other public rights-of-way).

If the Board of Supervisors approves the site plan, such action by the Board of Supervisors shall constitute final approval and authority for the developer to proceed with the proposed development subject to the issuance of a building permit. Following such approval by the Board of Supervisors, the Zoning Administrator shall stamp copies of the site plan "APPROVED," sign them, and return one copy to the applicant. One copy shall be retained by the Zoning Administrator in his files.

708.06 Site Plan Becomes Zoning Requirements for Proposed Use: The approved site plan shall become the zoning requirements for the property involved. All construction, except for minor adjustments provided under Section 2908.07 below, shall be consistent with the approved site plan.

708.07 Minor Adjustments to the Approved Site Plan: After the final site plan has been approved, minor adjustments to the plan which comply with the spirit of the Zoning Ordinance and the intent of the Board of Supervisors in approving the site plan may be authorized by the Zoning Administrator.

708.08 As-Built Plans: In the case where exact lot lines cannot be drawn until after construction, (e.g., townhouse subdivisions) the builder shall submit "as-built plans" of the development following construction.

SECTION 709 – SPECIFICATIONS FOR ALL REQUIRED SITE PLANS

709.01 Site Plan Specifications: The following data shall be supplied by the applicant in connection with required site plans:

- A. Lot lines (property lines).
- B. The zoning of adjacent lots.
- C. The names of owners of adjacent lots.
- D. Rights-of-way of existing and proposed streets, including streets shown on the adopted Thoroughfares Plan.
- E. Access Ways: curb cuts, driveways and parking (including number of parking spaces to be provided) and loading areas.
- F. All existing and proposed easements.
- G. On request by the Zoning Administrator, all existing and proposed water and sanitary sewer lines; also, the location of all existing and proposed fire hydrants.

- H. On request by the Zoning Administrator, a drainage plan showing all existing and proposed storm drainage facilities. The drainage plan shall indicate adjacent off-site drainage courses and projected storm water flow rates from off-site and on-site sources.
- I. On request by the Zoning Administrator, contours at vertical intervals of five (5) feet or less.
- J. Floodplain zone designations according to maps prepared by the Federal Emergency Management Agency, Federal Insurance Administration, and any proposed floodway modifications.
- K. Landscaped areas and planting screens required by section 404.
- L. Building setback lines, building lines, and the location of all structures, existing and proposed.
- M. Proposed uses of the land and buildings, if known.
- N. Open space and recreation areas, when required.
- O. Area (in square feet and/or acres) of parcel.
- P. Proposed gross lot coverage in square feet (i.e., that portion of a lot occupied by buildings and structures).
- Q. Number and type of dwelling units (where proposed).
- R. A "development plan" (see Section 709.04) when staging of development is proposed including a lot take-down schedule.
- S. Any additional data necessary to allow for a thorough evaluation of the proposed use.

709.02 Elevations and Associated Data Required: In addition to the data required above for site plans, the developer shall submit the following drawings (elevations) and associated data where site plans are required by this Ordinance:

- A. Proposed elevations indicating the general design, style, and architecture of the building or structure.
- B. Proposed materials and color schemes to be utilized in the construction of the exterior of buildings and structures.
- C. Number of stories and total square feet, including a notation as to the square footage on each floor or level.
- D. Proposed height in feet.

- E. Developer to submit covenants for approval by Board of Supervisors and approved covenants to be filed in Office of Chancery Clerk. Covenants at minimum must comply with all County Ordinances.

709.03 Other Exhibits: Photographs, renderings, color slides, models and similar items may be presented by the applicant at his discretion.

709.04 Staging of Development Requires Development Plan: Where a developer proposes to construct a particular land use requiring site plan review under this Ordinance by stages, (e.g., PUD's, large multi-family developments, large commercial developments, etc.), sufficient data shall be provided in a development plan (sometimes referred to as a master plan) to indicate such staging by numbers and types of buildings or structures proposed for each stage, the general area to be developed in each stage and related information. The general concept presented in the development Plan shall be adhered to as much as possible by developers. Significant deviations (as determined by the Board of Supervisors) from the development plan initially approved shall require approval by the Board of Supervisors.

SECTION 710 – CRITERIA FOR SITE PLAN REVIEW

Criteria for site plan review shall include, but not necessarily be limited to, consideration of the components specified below:

710.01 Consistency with Adopted Land Use Plan and Zoning Ordinance: The proposed site plan shall be consistent with adopted Land Use Plan and Zoning Ordinance (including the Official Zoning Map).

710.02 Vehicular Traffic Circulation and Parking: The following aspects of vehicular traffic circulation and parking shall be reviewed:

- A. Is the site plan consistent with the adopted Thoroughfares Plan?: Are the developer's plans for any new streets that will traverse the site consistent with proposed alignment and right-of-way/ surface width requirements indicated on the adopted Thoroughfares Plan? Do the developer's planned setbacks for buildings and structures consider the proposed widening of existing streets and highways reflected on the adopted Thoroughfares Plan? If the proposed development will abut an unpaved street, are the developer's plans for paving that street consistent with the right-of-way/ surface width specifications shown in the adopted Thoroughfares Plan?
- B. Street network capacity: Is the road system in the vicinity capable of carrying traffic generated by the proposed development, according to traffic projections developed by the County Engineer or consultant?
- C. Traffic engineering operation of adjacent streets: What traffic control devices are needed on adjacent streets?
- D. Is ample parking provided for the proposed use?

- E. Are proposed access ways appropriately located?
- F. Are proposed freight delivery areas separated from customer access in commercial and industrial developments?

710.03 Utilities: The following shall be evaluated with regard to utilities:

- A. Water and sewer system capacity and oversizing (future) needs
- B. On-site and off-site drainage requirements, including retention ponds
- C. Are underground utilities required on the site?
- D. Are garbage disposal facilities enclosed?

710.04 Open Space, Landscaping, and Screening Requirements:

- A. Landscaping: Is required landscaping shown on the site plan?
- B. Open Space/Recreational Facilities: Is required open space shown on the site plan?
- C. Preservation of Vegetation: Does the site plan propose the preservation of trees and other vegetation as much as possible?
- D. Is proper use made of floodplains on the site? For example, for open space or passive recreational areas.

710.05 Fire Safety:

- A. Are fire hydrants shown on the site plan and properly located to ensure fire protection for all structures?
- B. Are there at least two points of access/egress for apartment or condominium complexes, office parks, shopping centers, industrial parks, etc. to provide access for fire equipment and to provide for evacuation when necessary?
- C. Are buildings spaced in accordance with this Ordinance to prevent spread of fires?

710.06 Elevations:

- A. Will the proposed structure maintain harmony and continuity with similar existing uses within the district and considering other like structures in the vicinity?
- B. Are the proposed structures incongruent or inharmonious in such a manner as to cause or provoke one or more of the following: lower property values; decreased economic growth; or diminished future opportunities for land use and development?

710.07 Square Footage:

- A. Will the proposed square footage of houses within the development maintain harmony and continuity with similar existing uses within the district and considering other like structures in the vicinity of the proposed development?
- B. Will the square footage of the housing within the proposed development be incongruent or inharmonious in such a manner as to cause or provoke one or more of the following: lower property values; decreased economic growth; or diminished future opportunities for land use and development?
- C. Does the inventory of housing in existing developments within the vicinity adequately provide for available housing stock of the square footage proposed?

SECTION 711 – PUBLIC HEARING NOTICES AND PROCEDURES

In accordance with the provisions previously established in this Ordinance, public hearings shall be conducted by the Board of Supervisors on the following matters:

- A. All dimensional variances.
- B. All conditional uses.
- C. All amendments to the text of the Zoning Ordinance or amendments to the Official Zoning Map (i.e., rezoning).

711.01 Public Hearing Notice in a Newspaper Required: Whenever a public hearing is required by this Ordinance, notice of such hearing shall be given by publishing a notice to all interested persons one time at least fifteen days prior to the date fixed for said hearing, such notice to be published in an official paper or newspaper of general circulation in the County, specifying the date, time and place for said hearing. Such notices shall be published in accordance with the following format or a format determined by the Board of Supervisors:

A. For Dimensional Variances:

NOTICE OF ZONING HEARING

NOTICE IS HEREBY GIVEN TO THOSE PARTIES IN INTEREST THAT THERE WILL BE A HEARING ON (Date), AT (Time), AT THE RANKIN COUNTY ADMINISTRATION BUILDING, RANKIN COUNTY, MISSISSIPPI, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT A DIMENSIONAL VARIANCE SHALL BE GRANTED TO THE OWNERS OF THE FOLLOWING DESCRIBED PROPERTY LOCATED IN RANKIN COUNTY, MISSISSIPPI:

(Insert Property Description Here)

APPROVED:

 Chancery Clerk
 (Chancery Clerk's Signature)

DATE _____

B. Conditional Use Permits:

NOTICE OF ZONING HEARING

NOTICE IS HEREBY GIVEN TO THOSE PARTIES IN INTEREST THAT THERE WILL BE A HEARING ON (Date), at (Time), AT THE ADMINISTRATION BUILDING, RANKIN COUNTY, MISSISSIPPI, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT A CONDITIONAL USE SHALL BE ALLOWED ON THE FOLLOWING DESCRIBED PROPERTY LOCATED IN RANKIN COUNTY, MISSISSIPPI:

(Insert Property Description Here)

APPROVED:

 Chancery Clerk
 (Chancery Clerk's Signature)

DATE _____

C. For an Amendment to the Official Zoning Map (or a rezoning):

NOTICE OF ZONING HEARING

NOTICE IS HEREBY GIVEN TO THOSE PARTIES IN INTEREST THAT THERE WILL BE A HEARING ON (Date), AT (Time), AT THE ADMINISTRATION BUILDING, RANKIN COUNTY, MISSISSIPPI, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT THE ZONING OF THE FOLLOWING DESCRIBED PROPERTY LOCATED IN RANKIN COUNTY, MISSISSIPPI, SHALL BE CHANGED FROM (Insert existing zoning classification) TO (Insert proposed zoning classification):
(Insert Property Description Here)

APPROVED:

Chancery Clerk
(Chancery Clerk's Signature)

DATE _____

D. For an Amendment to the Text of the Zoning Ordinance:

NOTICE OF ZONING HEARING

NOTICE IS HEREBY GIVEN TO THOSE PARTIES IN INTEREST THAT THERE WILL BE A HEARING ON (Date), AT (Time), AT THE ADMINISTRATION BUILDING, RANKIN COUNTY, MISSISSIPPI, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT THE FOLLOWING AMENDMENTS SHALL BE MADE TO THE ZONING ORDINANCE OF RANKIN COUNTY, MISSISSIPPI:
(Insert Proposed Amendments to the Zoning Ordinance Here)

APPROVED:

Chancery Clerk
(Chancery Clerk's Signature)

DATE _____

711.02 Identification of Adjacent Property Owners: The applicant for the rezoning shall furnish to the Zoning Administrator, with the completed application, the names and addresses of all persons owning land 160 feet from the subject property (excluding the rights-of-way of streets or highways).

711.03 Public Hearings Before the Board of Supervisors: Where public hearings are required by this Ordinance, the Board of Supervisors shall conduct a public hearing at which all interested persons shall be recognized and given an opportunity to speak. A majority vote of a quorum of the members of the Board of Supervisors shall carry a motion to approve or deny an application for a variance, conditional use permit or amendment to the text of this Ordinance or the Official Zoning Map.

711.04 Changes to an Application for Variance, Conditional Use Permit, or Zoning Ordinance Amendment (Including Re-Zonings): Any change proposed by an applicant for a variance, conditional use permit, or amendment to this Ordinance (including re-zoning applications) at the time of the hearing, except for conditions recommended by the Commission for variances or conditional use permits, shall require a rehearing before the Board of Supervisors with another public notice.

711.05 Applicant Must Be Represented at Board of Supervisors Meetings: Applicants (or their designated representative) for public hearing before the Board of Supervisors shall be present at public hearing.

SECTION 712 – FEES

712.01 Schedule of Fees: The Board of Supervisors shall establish a schedule of fees for the processing of all site plans and the processing of applications for variances, conditional uses and zoning amendments. Said schedule of fees shall be posted in the Department of Community Development of Rankin County or other designated County official whose office shall be responsible for their collection.

712.02 Amendment of Alternation of Fee Schedule: The schedule of fees may be altered or amended only by the Board of Supervisors.

712.03 Payment Required: No action or processing shall be taken on any application until all applicable fees, charges and expenses have been paid in full.

712.04 Fees Not Refundable: No fees or other monies paid in conjunction with zoning-related matters shall be refunded, unless ordered by the County Administrator and Board President by written approval and signed.

SECTION 713 – APPEALS

713.01 Appeals from Administrative Interpretation of the Zoning Administrator: Any party aggrieved with the administrative interpretation of the Zoning Administrator shall have the right to appeal such interpretation. Such appeals may be made directly to the Board of Supervisors.

If an appeal is made to the Board of Supervisors, the party aggrieved shall submit a written request to the Chancery Clerk one week preceding any regularly-scheduled meeting of the Board of Supervisors at which the aggrieved party desires to be heard.

All appeals shall be in writing and shall include a copy of the original application for a dimensional variance, special exception or rezoning, together with a statement of the reason for the appeal.

713.02 Appeals to a Court of Law: An appeal from any action, decision, ruling, judgment or order by the Board of Supervisors may be taken by any person or persons to the Circuit Court of Rankin County.

SECTION 714 – ORDINANCE ENFORCEMENT

In accordance with Section 17-1-27 of the **Mississippi Code of 1972**, As amended, "Any person--- who shall knowingly and willfully violate the terms, conditions or provisions of (this Ordinance), for violation of which no other criminal penalty is prescribed, shall be guilty of a misdemeanor and upon conviction therefor shall be sentenced to pay a fine not to exceed one thousand dollars (\$1000.00), or shall be incarcerated for a period of less than one (1) year, or both.

ARTICLE VIII: MISCELLANEOUS PROVISIONS

SECTION 800 – PURPOSE OF THIS ARTICLE

The purpose of this Article is to consolidate all provisions applicable to this Ordinance which are not included under the General Regulations, Zoning District Regulations, or elsewhere herein.

SECTION 801 – OMISSION CLAUSE

The omission of any specific use, dimension, word, phrase, or other provision from this Ordinance shall not be interpreted as permitting any variation from the general meaning or intent of this Ordinance, as commonly inferred or interpreted. Should occasion arise as to such intent or meaning, the interpretation of the Zoning Administrator shall apply.

SECTION 802 – SEPARABILITY AND VALIDITY CLAUSE

Should any Section or provision of this Ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part so held to be unconstitutional or invalid.

SECTION 803 – REPEAL OF CONFLICTING ORDINANCES OR PARTS THEREOF

All Ordinances or Codes or parts of Ordinances or Codes adopted heretofore by the Board of Supervisors of Rankin County, Mississippi, which are in conflict herewith or inconsistent with the provisions of this Ordinance are hereby repealed.

SECTION 804 – REFERENCES INCLUDE SUBSEQUENT REVISIONS, AMENDMENTS OR ENACTMENTS

Where any statute, ordinance, or regulation is referred to or incorporated into this Ordinance, that reference shall include any subsequent revisions, amendments or enactments encompassing the same subject matter.

SECTION 805 – FAILURE TO ENFORCE ORDINANCE

Failure to enforce any provision of this Ordinance shall not constitute a waiver nor imply that the action is legal.

SECTION 806 – EFFECTIVE DATE OF ORDINANCE

This Ordinance shall become effective upon its adoption.

SECTION 807 – ADOPTION CLAUSE

Adopted this, the 4th day of March, 2024, at the regular meeting of the Board of Supervisors of the Rankin County, Mississippi.

President, Rankin County Board of Supervisors

ATTEST

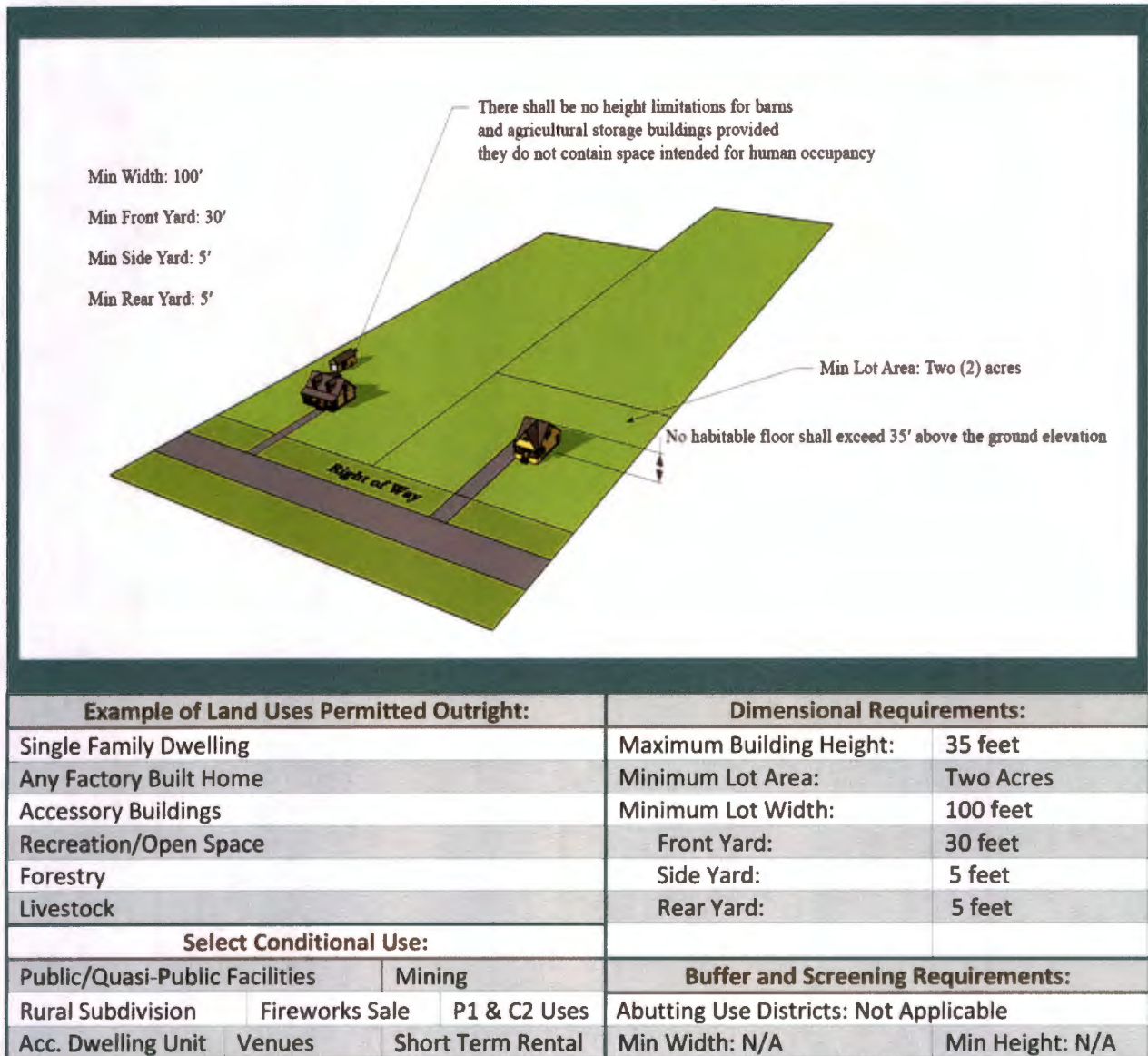
Chancery Clerk, Rankin County

I, the undersigned _____, Chancery Clerk of Rankin County, Mississippi, hereby certify that the above and foregoing is a true copy of an Ordinance adopted by the Board of Supervisors of Rankin County of at its meeting held on the _____ as the same appear in Minute Book _____.

Given under my hand and official seal, this the ____ day of _____, 20____.

Chancery Clerk
Rankin County, Mississippi

Agriculture General (A-1) Quick Reference Guide



ARTICLE IX: AGRICULTURAL GENERAL DISTRICT (A-1)

SECTION 900 – PURPOSE OF THIS DISTRICT

The purposes of this district is to preserve areas for non-intensive agricultural uses and to permit a wide variety of other uses in rural sections of the County. It is the intent of this Ordinance that such districts be located primarily in those areas of Rankin County that are not served by a public or any other approved sewer system. However, each residential, commercial, industrial or public/quasi-public land use in this district shall have an on-site wastewater disposal system approved by the State Health Department and a minimum lot size for each such use of one acre, unless otherwise approved by the Health Department. Development of major or minor subdivisions in this district is not allowed. However, areas zoned A-1 that are located near the more urbanized areas of the county may be considered a transitional area and may be considered for rezoning.

SECTION 901 – LAND USES PERMITTED OUTRIGHT

- A. Single-family detached dwelling with only one dwelling per lot.
- B. Manufactured homes with only one dwelling per lot.
- C. Mobile homes with only one dwelling per lot.
- D. Modular homes with only one dwelling per lot.
- E. Panelized homes with only one dwelling per lot.
- F. Pre-cut metal homes with only one dwelling per lot.
- G. Accessory buildings and structures associated with the use of the land.
- H. Breeding, raising, and feeding of grazing livestock including horses, cattle, sheep, goats, mules, etc., except for feedlots as defined by this Ordinance.
- I. Forestry and horticultural uses.
- J. Public or private recreational or open space facilities, excluding country clubs and the like which shall be regulated as public/quasi-public facilities or utilities subject to the provisions of Section 402 of this Ordinance. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.

SECTION 902 – CONDITIONAL USES AND STRUCTURES

- A. P-1 and C-2 Commercial uses.

- B. Sale of fireworks.
- C. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Ordinance.
- D. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- E. Rural Subdivisions.
- F. Medical Cannabis Cultivation Facility.
- G. Short Term Rental.
- H. Accessory Dwelling Unit.
- I. Event Venues.
- J. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 903 – DIMENSIONAL REQUIREMENTS

903.01 Maximum Building Height: 35 feet. There shall be no height limitations for barns and agricultural storage buildings provided they do not contain space intended for human occupancy.

903.02 Minimum Lot Area: Two (2) acres.

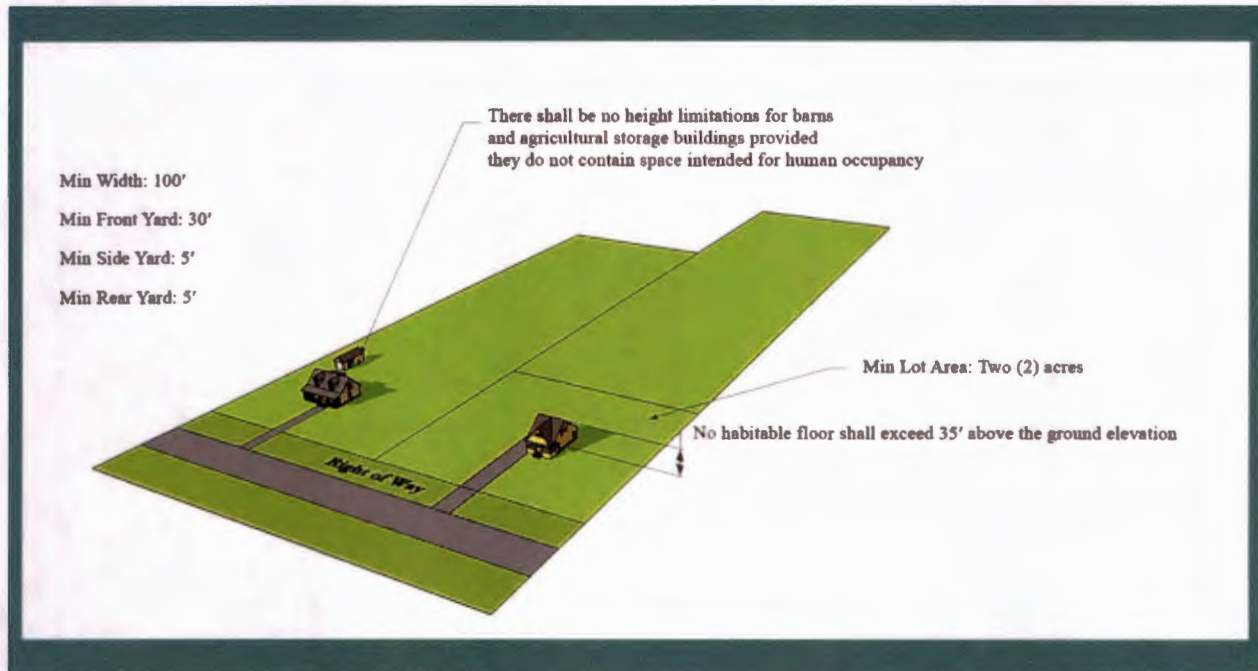
903.03 Minimum Lot Width: 100 feet.

903.04 Minimum Yard: Front yard: 30 feet. Side and Rear yards: 5 feet.

SECTION 904 – SITE PLAN REQUIRED

The developer of any conditional use specified in Section 902 in the A-1 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Agriculture Intensive District (A-2) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single-Family Dwelling		Maximum Building Height:	35 feet
Factory Built Dwelling		Minimum Lot Area:	Two Acres
Accessory Buildings	Forestry	Minimum Lot Width:	100 feet
Salvage Yards		Minimum Yards:	
Livestock, Swine, Fowl		Front Yard:	30 feet
Recreation/Open Space		Side Yard:	5 feet
Select Conditional Use:		Rear Yard:	5 feet
Public/Quasi-Public Facilities		Buffer and Screening Requirements:	
Accessory Dwelling Unit	Short Term Rental		
Rural Subdivision	Fireworks Sale	P1 & C2 Uses	
Mining	Event Venues	Min Width: N/A	Min Height: N/A

ARTICLE X: AGRICULTURAL INTENSIVE DISTRICT (A-2)

SECTION 1000 – PURPOSE OF THIS DISTRICT

The purposes of these districts to preserve areas for agricultural uses and to permit a wide variety of other uses in rural sections of the County. It is the intent of this Ordinance that such districts be located primarily in those areas of Rankin County that are not served by a public or any other approved sewer system. However, each residential, commercial, industrial or public/quasi-public land use in this district shall have an on-site wastewater disposal system approved by the State Health Department and a minimum lot size for each such use of one acre, unless otherwise approved by the Health Department. Development of major or minor subdivisions in this district is not allowed. However, areas zoned A-2 that are located near the more urbanized areas of the County may be considered a transitional area and may be considered for rezoning.

SECTION 1001 – LAND USES PERMITTED

- A. All uses allowed in A-1 Agricultural General district.
- B. Breeding, raising, and feeding of pigs or hogs, provided that such use meets the requirements of the Rankin County Swine Ordinance.
- C. Breeding, raising and feeding of chickens, ducks, turkeys, geese, or other fowl.
- D. Feedlots as defined by this Ordinance.
- E. Salvage yards as defined by this Ordinance.

SECTION 1002 – CONDITIONAL USES AND STRUCTURES

- A. Industrial uses, including light and heavy uses as defined by this Ordinance.
- B. P-1 and C-2 Commercial uses.
- C. Sale of fireworks.
- D. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Ordinance.
- E. Rural Subdivisions.
- F. Medical Cannabis Cultivation Facility.
- G. Short Term Rentals.

- H. Accessory Dwelling Unit.
- I. Event Venues.
- J. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of same.
- K. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 1003 – DIMENSIONAL REQUIREMENTS

1003.01 Maximum Building Height: 35 feet. There shall be no height limitations for barns and agricultural storage buildings provided they do not contain space intended for human occupancy.

1003.02 Minimum Lot Area: Two (2) acres.

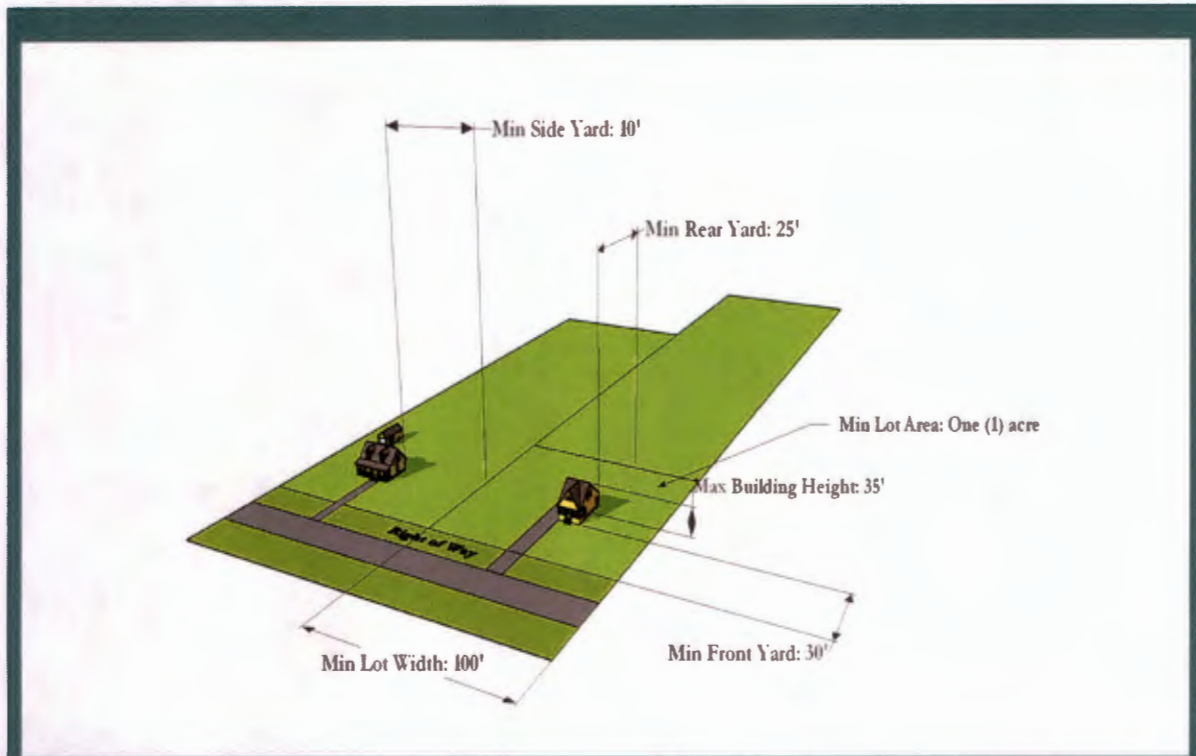
1003.03 Minimum Lot Width: 100 feet.

1003.04 Minimum Yard: Front yard: 30 feet. Side and Rear yards: 5 feet.

SECTION 1004 – SITE PLAN REQUIRED

The developer of any conditional use specified in Section 602 in the A-2 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Residential Estate District (RE-1) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single Family, Detached Dwellings		Maximum Building Height:	35 feet
Accessory Buildings		Minimum Lot Area:	One Acre
Livestock		Minimum Lot Width:	100 feet
Recreation/Open Space		Minimum Yards:	
Select Conditional Use:		Front Yard:	30 feet
Public/Quasi-Public Facilities	Modular Homes	Side Yard:	10 feet
Child Care Facility	Inns	Rear Yard:	25 feet
Short Term Rental	Office-Type Uses	Buffer and Screening Requirements:	
Private Conference Centers	Venues	Abutting Use Districts: A-1 and A-2	
Accessory Dwelling Unit		Min Width: 10 ft	Min Height: 6 ft
Replacement Manufactured Home with Hardship			

ARTICLE XI: RESIDENTIAL ESTATE DISTRICT (RE-1)

SECTION 1100 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide for large lot, low-density residential development. Residential Estate Districts may be located in areas that do or do not have public or any other approved sewerage.

SECTION 1101 – LAND USES PERMITTED

- A. Single-family detached dwellings with only one dwelling per lot.
- B. Accessory uses and structures associated with the use of land for residential purposes.
- C. Public or private recreational or open space facilities, excluding country clubs and the like, which shall be regulated as public/quasi-public facilities and utilities subject to the provisions of Section 402 of this Code. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.
- D. Breeding, raising, and feeding of grazing livestock including horses, cattle, sheep, goats, mules, etc., except for feedlots as defined by this Ordinance.

SECTION 1102 – CONDITIONAL USES AND STRUCTURES

- A. Child care facilities.
- B. Inns or “bed and breakfast inns”.
- C. Private conference centers.
- D. All office-type uses.
- E. Modular Homes with only one dwelling per lot.
- F. Short Term Rental.
- G. Accessory Dwelling Unit.
- H. Event Venue.

- I. Use of manufactured home may be allowed in the following hardship, temporary or emergency situations:
 - 1. Cases in which a manufactured home is needed in order for a person or family member to take care of another family member by reason of advanced age, physical disability, medical or mental problems/hardships so long as the condition exist.
 - 2. Cases in which a property owner wishes to build his home on a lot while temporarily living in a manufactured home. A one year limit is required on each such conditional use.
 - 3. Cases in which an owner wishes to rebuild his home damaged by fire or natural disaster while temporarily living in a manufactured home. A one year time limit is required on each such conditional use.
 - 4. Cases where emergency housing is needed. A one year time limit is required on each such conditional use.
- J. Public or quasi-public facilities and utilities in conformance with Section 402 and other regulations of this Code.
- K. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- L. Any other use which the Board of Supervisors determines meets the standards outlined under Section 705.01.

SECTION 1103 – DIMENSIONAL REQUIREMENTS

1103.01 Maximum Building Height: 35 feet.

1103.02 Minimum Lot Area: One (1) acre.

1103.03 Minimum Lot Width: 100 feet.

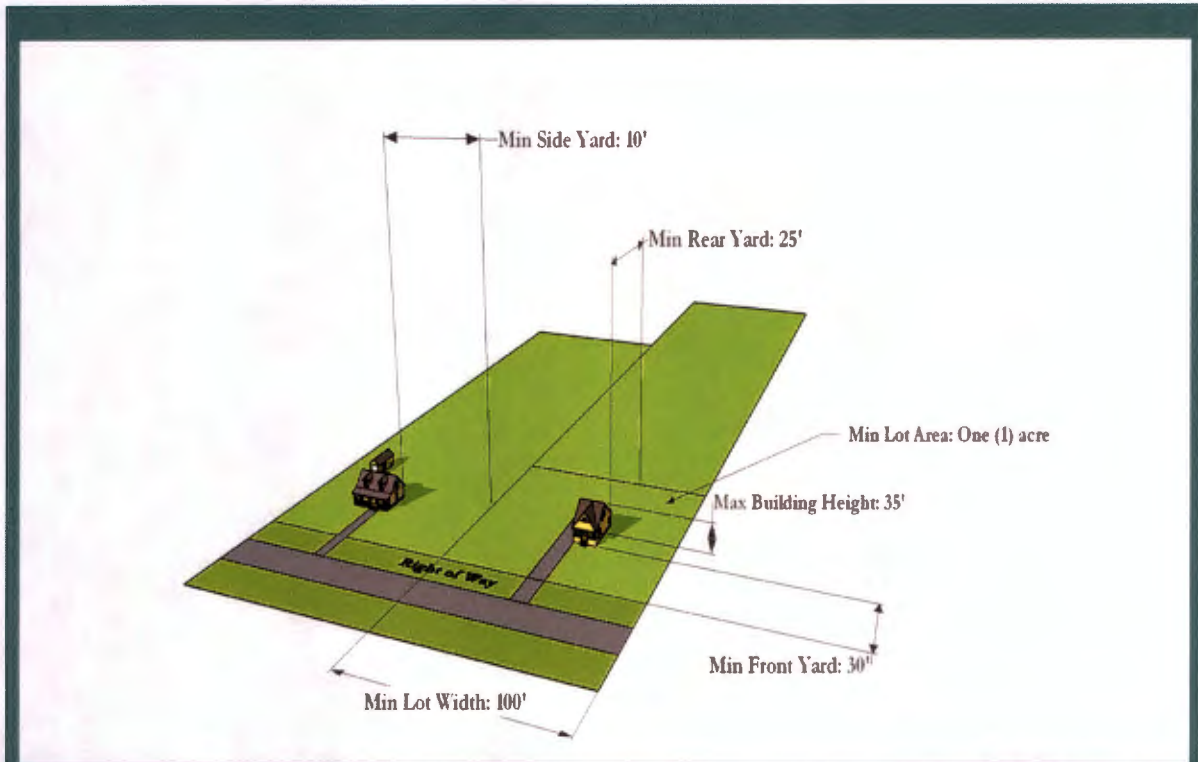
1103.04 Minimum Yard:

- A. Front yard: 30 feet.
- B. Side yards: 10 feet.
- C. Rear yard: 25 feet.

SECTION 1104 – SITE PLAN REQUIRED

The developer of any subdivision or any conditional use specified in Section 1102 in the RE-1 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Residential Estate Mixed District (RE-1A) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single Family, Detached Dwellings		Maximum Building Height:	35 feet
Accessory Buildings		Minimum Lot Area:	One Acre
Livestock		Minimum Lot Width:	100 feet
Recreation/Open Space		Minimum Yards:	
		Front Yard:	30 feet
		Side Yard:	10 feet
		Rear Yard:	25 feet
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: A-1 and A-2	
Inns	Short Term Rental		
Child Care Facility	Accessory Dwelling Unit		
Office-Type Uses			
Private Conference Centers		Min Width: 10 ft	Min Height: 6 ft
Factory Built Home			

ARTICLE XII: RESIDENTIAL ESTATE MIXED DISTRICT (RE-1A)

SECTION 1200 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide for large lot, low-density residential development. Residential Estate Districts may be located in areas that do or do not have public or any other approved sewerage. Development of major subdivisions in this district is not allowed; however, the development of minor subdivisions are allowed. Areas zoned RE-1A may be considered a transitional area and may be considered for rezoning.

SECTION 1201 – LAND USES PERMITTED

- A. Single-family detached dwellings with only one dwelling per lot.
- B. Accessory uses and structures associated with the use of land for residential purposes.
- C. Public or private recreational or open space facilities, excluding country clubs and the like, which shall be regulated as public/quasi-public facilities and utilities subject to the provisions of Section 402 of this Code. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.
- D. Breeding, raising, and feeding of grazing livestock including horses, cattle, sheep, goats, mules, etc., except feedlots as defined by this Ordinance.

SECTION 1202 – CONDITIONAL USES AND STRUCTURES

- A. Manufactured homes with only one dwelling per lot. This use may be approved through administrative review by the Department of Community Development. The Department of Community Development may defer review and approval to the Planning Commission.
- B. Modular Homes with only one dwelling per lot. This use may be approved through administrative review by the Department of Community Development. The Department of Community Development may defer review and approval to the Planning Commission.
- C. Panelized homes with only one dwelling per lot. This use may be approved through administrative review by the Department of Community Development. The Department of Community Development may defer review and approval to the Planning Commission.
- D. Pre-cut homes with only one dwelling per lot. This use may be approved through administrative review by the Department of Community Development. The Department of Community Development may defer review and approval to the Planning Commission.
- E. Child care facilities.

- F. Inns or "bed and breakfast inns".
- G. Private conference centers.
- H. All office-type uses.
- I. Short Term Rental.
- J. Accessory Dwelling Unit.
- K. Public or quasi-public facilities and utilities in conformance with Section 402 and other regulations of this Code.
- L. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- M. Any other use which the Board of Supervisors determines meets the standards outlined under Section 705.01.

SECTION 1203 – DIMENSIONAL REQUIREMENTS

1203.01 Maximum Building Height: 35 feet.

1203.02 Minimum Lot Area: One (1) acre.

1203.03 Minimum Lot Width: 100 feet.

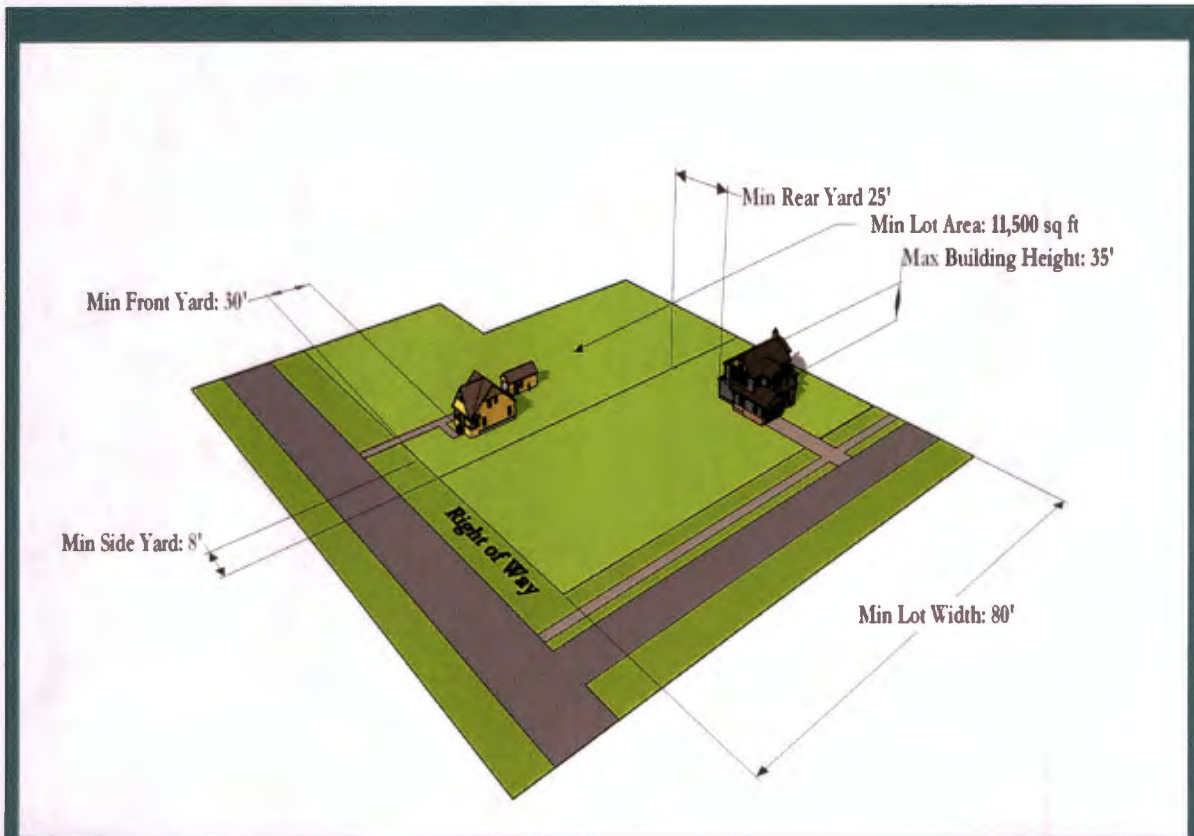
1203.04 Minimum Yards:

- A. Front yard: 30 feet.
- B. Side yards: 10 feet.
- C. Rear yard: 25 feet.

SECTION 1204 – SITE PLAN REQUIRED

The developer of any subdivision or any conditional use specified in Section 1202 in the RE-1A district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Single Family Residential District (R-1) Quick Reference Guide



Example of Land Uses Permitted Outright:	Dimensional Requirements:	
Single Family, Detached Dwellings	Maximum Building Height:	35 feet
Accessory Buildings	Minimum Lot Area:	11,500 sf
Recreation/Open Space	Minimum Lot Width:	80 feet
Select Conditional Use:	Minimum Yards:	
Public/Quasi-Public Facilities	Front Yard:	30 feet
Inns	Side Yard:	8 feet*
Modular Homes	Rear Yard:	25 feet
Mining	Buffer and Screening Requirements:	
Short Term Rental	Abutting Use Districts: A-1, A-2, RE-1, RE-1A	
Accessory Dwelling Unit	Min Width: 10 ft	Min Height: 6 ft

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XIII: SINGLE-FAMILY RESIDENTIAL DISTRICT (R-1)

SECTION 1300 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the development of low density, single-family detached dwellings and related compatible uses in relatively spacious surroundings which provide ample, usable open space for leisure time activities. No new single-family residential subdivisions, major or minor, shall be developed in R-1 districts after the effective date of this Ordinance without public or any other approved sewerage.

SECTION 1301 – LAND USES PERMITTED

- A. Single-family detached dwellings with only one dwelling per lot.
- B. Accessory uses and structures associated with the use of the land for residential purposes.
- C. Public or private recreational or open space facilities, excluding country clubs and the like which shall be regulated as public/quasi-public facilities and utilities subject to the provisions of Section 402 of this Ordinance. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.

SECTION 1302 – CONDITIONAL USES AND STRUCTURES

- A. Inns or "bed and breakfast inns."
- B. Public or quasi-public facilities and utilities in conformance with Section 402 and other regulations of this Ordinance.
- C. Modular Homes with only one dwelling per lot.
- D. Short Term Rental.
- E. Accessory Dwelling Unit.
- F. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- G. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 1303 – DIMENSIONAL REQUIREMENTS

1303.01 Maximum Building Height: 35 feet.

1303.02 Minimum Lot Area: 11,500 square feet.

1303.03 Minimum Lot Width: 80 feet.

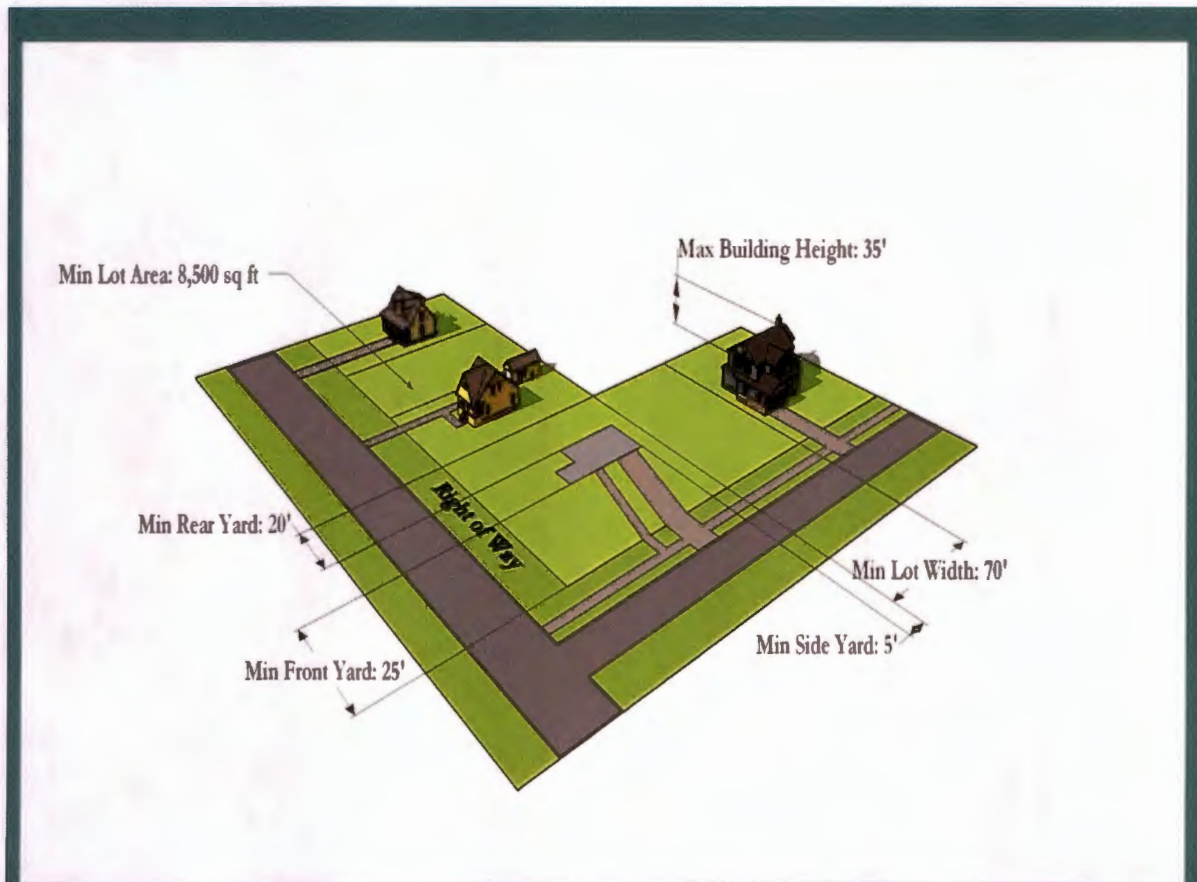
1303.04 Minimum Yards:

- A. Front yard: 30 feet.
- B. Side yards: 8 feet, except where a larger side yard is required to meet buffer yard standards as set forth in Section 404.
- C. Rear yard: 25 feet.

SECTION 1304 – SITE PLAN REQUIRED

The developer of any subdivision or conditional use specified in Section 1302 in the R-1 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Moderate Density Residential District (R-1B) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single Family, Detached Dwellings		Maximum Building Height:	35 feet
Accessory Buildings		Minimum Lot Area:	8,500 sf
Recreation/Open Space		Minimum Lot Width:	70 feet
		Minimum Yards:	
		Front Yard:	25 feet
		Side Yard:	5 feet*
		Rear Yard:	20 feet
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: A-1, A-2, RE-1, RE-1A, R-1	
Inns	Mining		
Modular Homes	Short Term Rental	Min Width: 10 ft	Min Height: 6 ft

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XIV: MODERATE DENSITY RESIDENTIAL DISTRICT (R-1B)

SECTION 1400 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the development of moderate density, single-family detached dwellings and related compatible uses in relatively spacious surroundings which provide ample, usable open space for leisure time activities. No new single-family residential subdivisions, major or minor, shall be developed in R-1B districts after the effective date of this Ordinance without public or any other approved sewerage.

SECTION 1401 – LAND USES PERMITTED

- A. Single-family detached dwellings with only one dwelling per lot.
- B. Accessory uses and structures associated with the use of the land for residential purposes.
- C. Public or private recreational or open space facilities, excluding country clubs and the like which shall be regulated as public/quasi-public facilities and utilities subject to the provisions of Section 402 of this Ordinance. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.

SECTION 1402 – CONDITIONAL USES AND STRUCTURES

- A. Inns or "bed and breakfast inns."
- B. Public or quasi-public facilities and utilities in conformance with Section 402 and other regulations of this Ordinance.
- C. Modular Homes with only one dwelling per lot.
- D. Short Term Rental.
- E. Accessory Dwelling Unit.
- F. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.

- G. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 1403 – DIMENSIONAL REQUIREMENTS

1403.01 Maximum Building Height: 35 feet.

1403.02 Minimum Lot Area: 8,500 square feet.

1403.03 Minimum Lot Width: 70 feet.

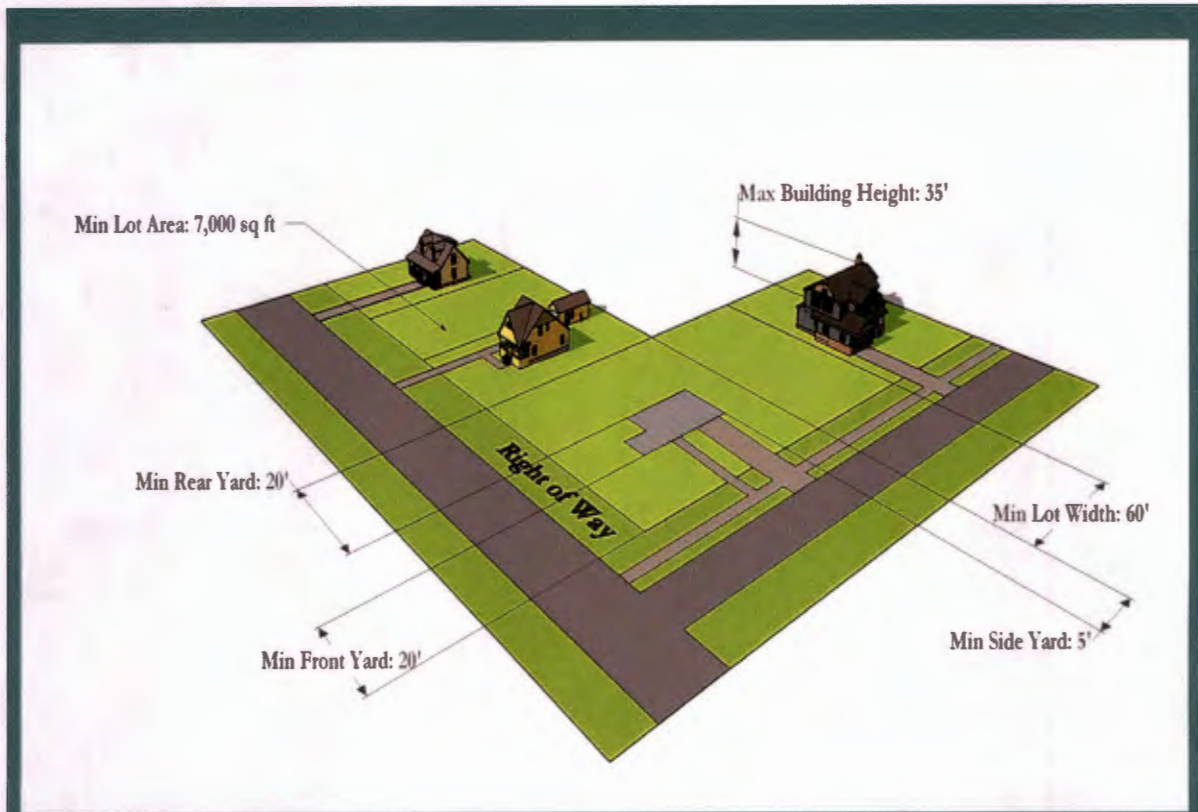
1403.04 Minimum Yards:

- A. Front yard: 25 feet.
- B. Side yards: 5 feet, except where a larger side yard is required to meet buffer yard standards as set forth in Section 404.
- C. Rear yard: 20 feet.

SECTION 1404 – SITE PLAN REQUIRED

The developer of any subdivision or any conditional use specified in Section 1402 in the R-1B district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Medium Density Residential District (R-1C) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single Family, Detached Dwellings		Maximum Building Height:	35 feet
Accessory Buildings		Minimum Lot Area:	7,000 sf
Recreation/Open Space		Minimum Lot Width:	60 feet
Residential Build-to-Rent		Minimum Yards:	
		Front Yard:	20 feet
		Side Yard:	5 feet*
		Rear Yard:	20 feet
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: A-1, A-2, RE-1, RE-1A, R-1, R-1B	
Accessory Dwelling Unit			
Modular Homes	Duplexes		
Mining	Short Term Rental	Min Width: 10 ft	Min Height: 6 ft

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XV: MEDIUM DENSITY RESIDENTIAL DISTRICT (R-1C)

SECTION 1500 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the development of medium density residential uses in relatively spacious surroundings. Any area zoned R-1C Medium Density Residential shall have public or any other approved sewerage.

SECTION 1501 – LAND USES PERMITTED

- A. Single-family detached dwellings with only one dwelling per lot.
- B. Accessory uses and structures associated with the use of the land for residential purposes.
- C. Residential Build-To-Rent; with on-site staffed office to manage HOA, approved Architectural Review Plan, and at minimum five (5) percent of gross land to be reserved for open space and amenities.
- D. Public or private recreational or open space facilities, excluding country clubs and the like which shall be regulated as public/quasi-public facilities and utilities subject to the provisions of Section 402 of this Code. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.

SECTION 1502 – CONDITIONAL USES AND STRUCTURES

- A. Modular homes with only one dwelling per lot.
- B. Duplexes.
- C. Short Term Rental.
- D. Accessory Dwelling Unit.
- E. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Code.
- F. Extraction of minerals, including sand and gravel, provided that when “open-pit” operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission

- G. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 1503 – DIMENSIONAL REQUIREMENTS

1503.01 Maximum Building Height: 35 feet.

1503.02 Minimum Lot Area: 7,000 square feet.

1503.03 Minimum Lot Width: 60 feet.

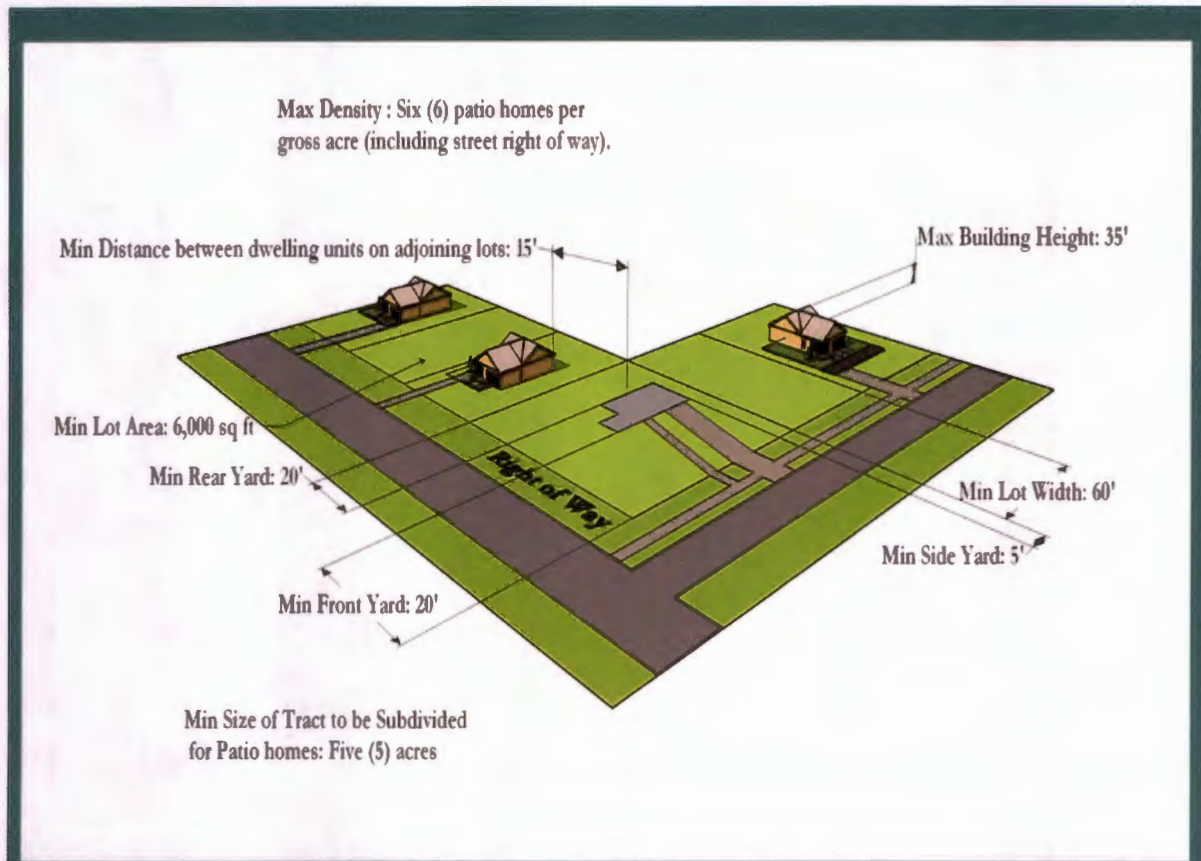
1503.04 Minimum Yards:

- A. Front yard: 20 feet.
- B. Side yards: 5 feet, except where a larger side yard is required to meet buffer yard standards as set forth in Section 404.
- C. Rear yard: 20 feet.

SECTION 1504 – SITE PLAN REQUIRED

The developer of any subdivision or any conditional use specified in Section 1502 in the R-1C district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Patio Home Residential District (R-1D) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single Family, Detached Dwellings		Maximum Building Height:	35 feet
Accessory Buildings		Minimum Lot Area:	6,000 sf
Recreation/Open Space		Minimum Lot Width:	60 feet
		Minimum Yards:	
		Front Yard:	20 feet
		Side Yard:	5 feet*/15 feet between dwelling units
		Rear Yard:	20 feet
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: A-1, A-2, RE-1, RE-1A, R-1, R-1B, R-1C	
Mining	Short Term Rental		
Modular Homes	Accessory Dwelling Unit	Min Width: 10 ft	Min Height: 6 ft

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XVI: PATIO HOME RESIDENTIAL DISTRICT (R-ID)

SECTION 1600 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the development single-family detached houses on small lots. All areas zoned R-1D shall have public or any other approved sewerage.

SECTION 1601 – LAND USES PERMITTED

- A. Single-family detached dwellings with only one dwelling per lot.
- B. Accessory uses and structures associated with the use of the land for residential purposes
- C. Public or private recreational or open space facilities, excluding country clubs and the like which shall be regulated as public/quasi-public facilities and utilities subject to the provisions of Section 402 of this Zoning Ordinance. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.

SECTION 1602 – CONDITIONAL USES AND STRUCTURES

- A. Any use permitted in R-1C, subject to R-1C regulations.
- B. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Zoning Ordinance.
- C. Modular Homes with only one dwelling per lot.
- D. Short Term Rental.
- E. Accessory Dwelling Unit.
- F. Extraction of minerals, including sand and gravel, provided that when “open-pit” operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- G. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 1603 – DIMENSIONAL REQUIREMENTS

1603.01 Maximum Building Height: 35 feet.

1603.02 Minimum Size of Tract to be Subdivided for Patio Homes: Five (5) acres.

1603.03 Minimum Lot Area: 6,000 square feet.

1603.04 Maximum Density: Six (6) patio homes per gross acre (including street right of way).

1603.05 Minimum Lot Width: 60 feet

1603.06 Minimum Yards:

- A. Front yard: 20 feet.
- B. Side yards: 5 feet, but with a minimum distance between dwelling units on adjoining lots of fifteen (15) feet, except where a larger side yard is required to meet buffer yard standards as set forth in Section 404.
- C. Rear yard: 20 feet.

SECTION 1604 – REQUIRED OPEN SPACE RESERVATION

Where a developer proposes a patio home subdivision, the developer shall provide common open space amounting to fifteen percent (15%) of the total gross area of the subdivision. Such common open space shall consist of land reserved exclusively for the recreational use of the residents of the patio home subdivision. The Development Plan shall indicate the location and area (in acres) to be so reserved or dedicated for open space or recreational facilities.

1604.01 Maximum Amount of Common Open Space Covered by Water: No more than fifty percent (50%) of the required amount of open space may be covered by lakes or ponds.

1604.02 Steep Slopes: In reviewing the preliminary subdivision plat for a proposed patio home subdivision, the Board of Supervisors shall determine if any land containing slopes of twelve percent (12%) or greater may be included in the required common open space. This determination shall be based upon the developer's specific proposed use of the steep slope of land. The Board of Supervisors shall decide whether or not any steep slope land should be approved for use in meeting the requirements of this Section.

1604.03 Physical Improvements: Common open space shall be suitably improved for the intended use, but open space containing natural features worthy of preservation may be left unimproved if such unimproved areas are approved by the Board of Supervisors as part of the preliminary subdivision plat review process. All open space improvements shall be shown on the sketch subdivision plat or development plan (precise locations and dimensions and proposed use). Open space improvements may include pedestrian or bicycle trails, tennis courts, recreational buildings and swimming pools or similar facilities.

1604.04 Staged Development of a Patio Home Subdivision: If a patio home subdivision is to be developed in stages or parts, fifteen percent (15%) of each part must be reserved for open space. However, in order to provide usable open space, the amount reserved shall not be less than one (1) acre. Thus, if a developer proposes to ultimately develop 20 acres of land for patio homes and the first phase will only contain five acres, the developer must reserve at least one (1) acre for open space for the first part - even though 15% of 5 acres is only 3/4 acre. If the second part consists of 15 acres, the developer shall reserve 15% of the second part of 2.25 acres, in addition to the one acre reserved for the first phase; thus, the total open space reserved for the 20 acre tract developed in two phases would be 3.25 acres.

1604.05 Performance Bond: Prior to the sale of any lot in a patio home subdivision, the developer may be permitted, at the discretion of the Board of Supervisors to post with the County a performance bond on sufficient surety to insure the completion of all proposed open space improvements (where applicable). Such performance bonds must be issued by a company that is licensed and permitted to do business in the State of Mississippi. The County Engineer in conjunction with the developer shall determine the amount of the performance bond after reviewing the construction plans for all improvements.

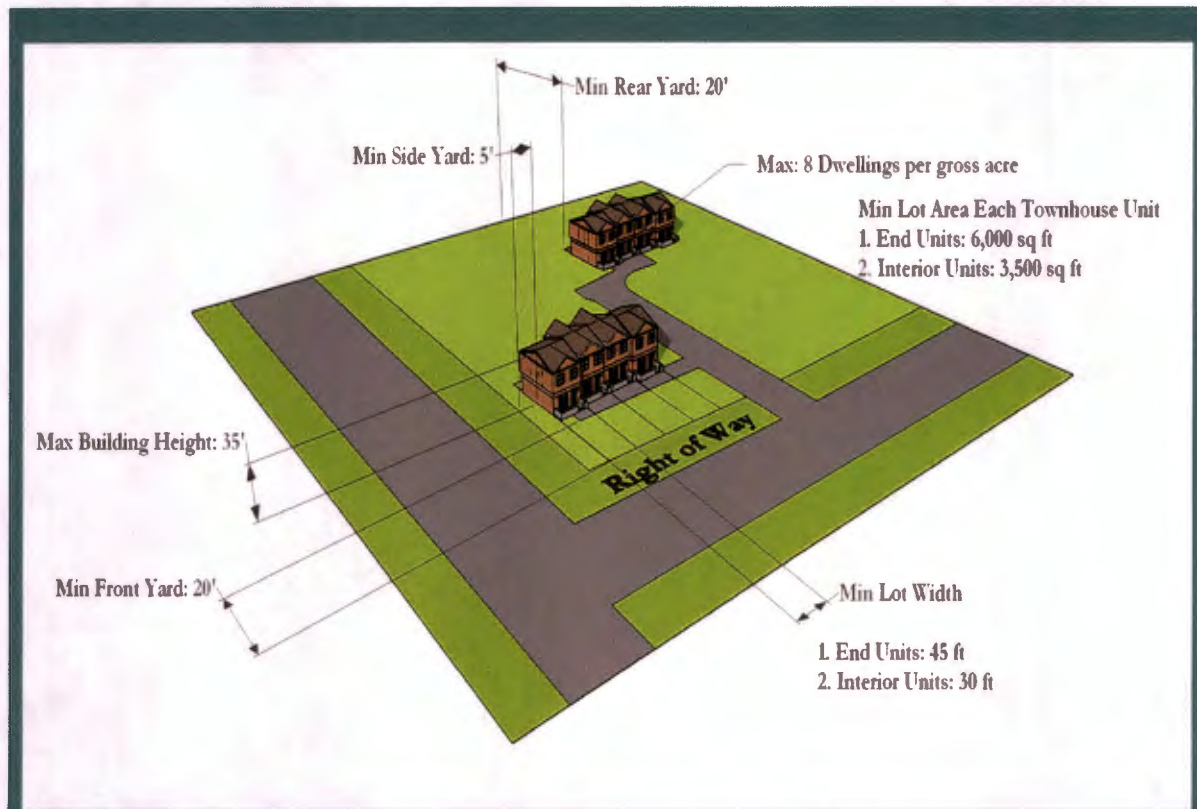
1604.06 Maintenance/Liability in the Operation and Use of Common Open Space and Recreational Areas: Authority granted by Rankin County for the development of a patio home subdivision shall not be construed as nor constitute an obligation of the part of Rankin County either for maintenance or liability in the operation and use of common open space and recreational facilities located in the subdivision.

At the time the final subdivision plat is submitted for the patio home subdivision, the developer shall submit with his application for final plat approval a legal instrument or instruments which state that the responsibility for liability insurance, taxes, and maintenance of open space and other common facilities shall rest with the owners of the several lots or parcels of land located within the patio home subdivision. In order to insure the integrity of the open space so that it will remain genuinely open, the legal instrument(s) shall specify that the open space restrictions are permanent, not just for a period of years.

SECTION 1605 – SITE PLAN REQUIRED

The developer of any patio home subdivision or any conditional use specified in Section 1602 in the R-1D district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Townhouse Residential District (R-3) Quick Reference Guide



Example of Land Uses Permitted Outright:	Dimensional Requirements:	
Two-Family Townhouse	Maximum Building Height:	35 feet
Accessory Buildings	Minimum Lot Area:	Varies*
Recreation/Open Space	Minimum Lot Width:	Varies*
Select Conditional Use:	Minimum Yards:	
Public/Quasi-Public Facilities	Front Yard:	20 feet
Three or Four Family Townhouses	Side Yard:	5 feet**
Two, Three, or Four Family Condominiums	Rear Yard:	20 feet**
Mining	Buffer and Screening Requirements:	
Short Term Rental	Abutting Use Districts: All Agricultural and Residential Districts	
	Min Width: 10 ft	Min Height: 6 ft

* Dependent on interior or exterior unit, see full text.

** Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XVII: TOWNHOUSE RESIDENTIAL DISTRICT (R-3)

SECTION 1700 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the development of two-family townhouse subdivisions. All areas zoned R-3 shall have public or any other approved sewerage.

SECTION 1701 – LAND USES PERMITTED

- A. Two-family townhouses (i.e., townhouses that are part of a townhouse subdivision in which the occupant owns both the individual townhouse unit and the lot on which the townhouse is constructed; property lines between such townhouses extend through the center of party walls separating the individual single-family dwellings).
- B. Accessory uses and structures associated with the use of the land for residential purposes.
- C. Public or private recreational open space facilities, excluding country clubs and the like which shall be regulated as public/quasi-public facilities and utilities subject to the provision of Section 402 of this Zoning Ordinance. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.

SECTION 1702 – CONDITIONAL USES AND STRUCTURES

- A. Three or four family townhouses (i.e., townhouses that are part of a townhouse subdivision in which the occupant owns both the individual townhouse unit and the lot on which the townhouse is constructed; property lines between such townhouses extend through the center of party walls separating the individual single family dwellings).
- B. Two, three or four family condominiums.
- C. Short Term Rental.
- D. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Zoning Ordinance.
- E. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.

- F. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 1703 – DIMENSIONAL REQUIREMENTS

1703.01 Minimum Size of Tract to be Subdivided for Two-Family Townhouses: Five (5) acres

1703.02 Maximum Building Height: 35 feet.

1703.03 Minimum Lot Area Each Townhouse Unit:

- A. End units: 6,000 square feet
- B. Interior units: 3,500 square feet

1703.04 Minimum Lot Width:

- A. End units: 45 feet
- B. Interior units: 30 feet

1703.05 Minimum Yards:

- A. Front yard: 20 feet.
- B. Side yards (end unit): 5 feet from each side lot line, except where abutting an R-1 district, then 30 feet, which shall remain open with no encroachments by driveways, patios or other paved areas. Furthermore, larger side yards may be required to meet the buffer yard standards set forth in Section 404.
- C. Rear yard: 20 feet, except where abutting an R-1, R-1B or R-1C district, then 30 feet, which shall remain open with no encroachments by driveways, patios or other paved areas.

1703.06 Maximum Density: 8 dwelling units per gross acre.

SECTION 1704 – REQUIRED OPEN SPACE RESERVATION

Where a developer proposes a townhouse, the developer shall provide common open space amounting to fifteen percent (15%) of the total gross area of the subdivision. Such common open space shall consist of land reserved exclusively for the recreational use of the residents of the townhouse subdivision. The Development Plan shall indicate the location and area (in acres) to be so reserved or dedicated for open space or recreational facilities.

1704.01 Maximum Amount of Common Open Space Covered by Water: No more than fifty percent (50%) of the required amount of open space may be covered by lakes or ponds.

1704.02 Steep Slopes: In reviewing the preliminary subdivision plat for a proposed townhouse subdivision, the Board of Supervisors shall determine if any land containing slopes of twelve percent (12%) or greater may be included in the required common open space. This determination shall be based upon the developer's specific proposed use of the steep slope land. The Board of Supervisors shall decide whether or not any steep slope land should be approved for use in meeting the requirements of this Section.

1704.03 Physical Improvements: Common open space shall be suitably improved for the intended use, but open space containing natural features worthy of preservation may be left unimproved if such unimproved areas are approved by the Board of Supervisors as part of the preliminary subdivision plat review process. All open space improvements shall be shown on the sketch subdivision plat or development plan (approximate locations and dimensions and proposed use) and the preliminary and final plats (precise locations and dimensions and proposed use). Open space improvements may include pedestrian or bicycle trails, tennis courts, recreational buildings and swimming pools or similar facilities.

1704.04 Staged Development of a Townhouse Subdivision: If a townhouse subdivision is to be developed in stages or parts, fifteen percent (15%) of each part must be reserved for open space. However, in order to provide usable open space, the amount reserved shall not be less than one (1) acre. Thus, if a developer proposes to ultimately develop 20 acres of land for townhouses and the first phase will only contain five acres, the developer must reserve at least one (1) acre for open space for the first part— even though 15% of 5 acres is only 3/4 acre. If the second part consists of 15 acres, the developer shall reserve 15% of the second part or 2.25 acres, in addition to the one acre reserved for the first phase; thus, the total open space reserved for the 20 acre tract developed in two phases would be 3.25 acres.

1704.05 Performance Bond: Prior to the sale of any lot in a townhouse subdivision, the developer may be permitted, at the discretion of the Board of Supervisors to post with the County a performance bond of sufficient surety to insure the completion of all proposed open space improvements (where applicable). Such performance bonds must be issued by a company that is licensed and permitted to do business in the State of Mississippi. The County Engineer in conjunction with the developer shall determine the amount of the performance bond after reviewing the construction plans for all improvements.

1704.06 Maintenance/Liability in the Operation and Use of Common Open Space and Recreational Areas: Authority granted by Rankin County for the development of a townhouse subdivision shall not be construed as nor constitute an obligation on the part of Rankin County either for maintenance or liability in the operation and use of common open space and recreational facilities located in the subdivision.

At the time the final subdivision plat is submitted for the townhouse subdivision, the developer shall submit with his application for final plat approval a legal instrument or instruments which state that the responsibility for liability insurance, taxes, and maintenance of open space and other common facilities shall rest with the owners of the several lots or parcels of land located within the townhouse subdivision. In order to insure the integrity of the open space so that it will remain genuinely open, the legal instrument(s) shall specify that the open space restrictions are permanent, not just for a period of years.

SECTION 1705 – PROPERTY LINES BETWEEN ADJOINING TOWNHOUSES

Any person desiring to construct townhouses shall prepare a sketch plat, preliminary plat and final plat indicating the approximate location of property lines between dwelling units. Following approval of the final plat, the builder who proposes such townhouses shall submit a plot diagram in accordance with the adopted building codes to the Building Inspector prior to the issuance of a building permit; said plot diagram shall indicate as nearly as possible the exact location of the property lines between the townhouses.

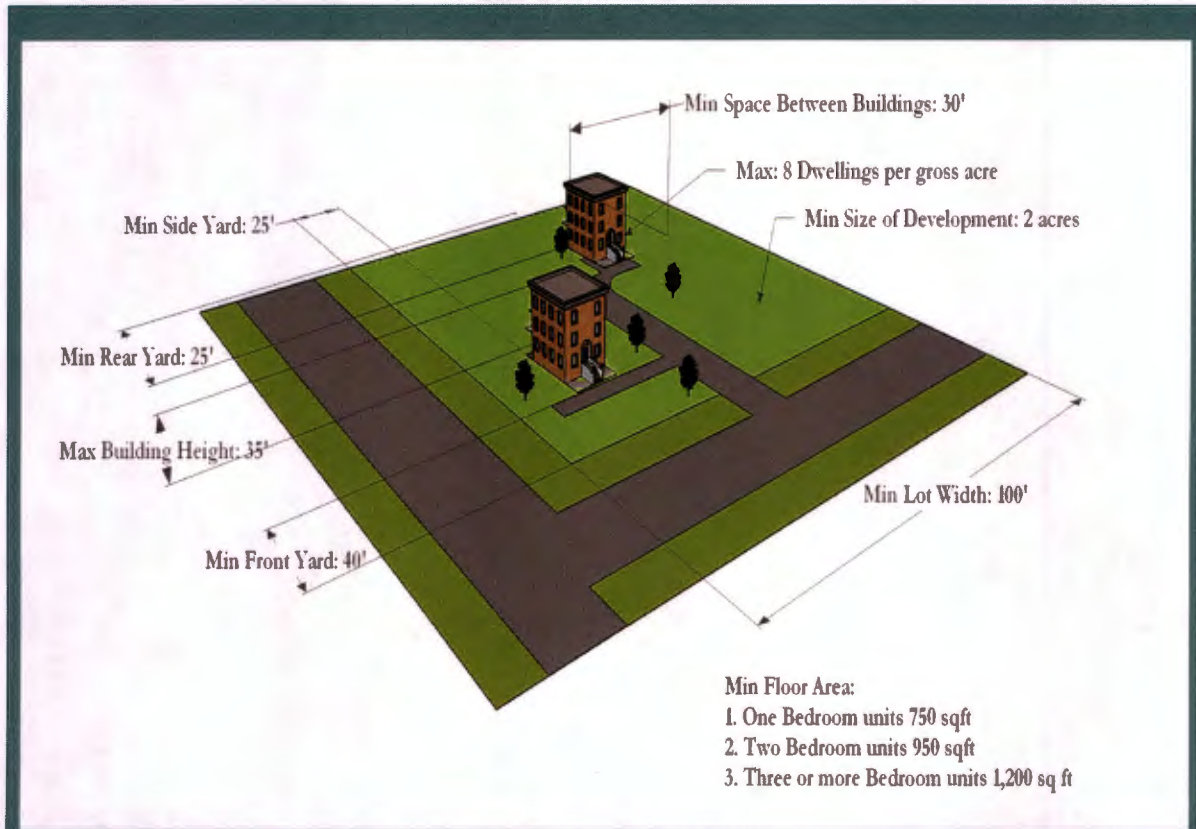
SECTION 1706 – UNDERGROUND UTILITY CONNECTIONS FOR TOWNHOUSES

All underground utilities (including water, sanitary sewer, electrical, natural gas, telephone, and cable television) shall be installed in such a manner that the utility lines do not cross the lots of adjoining townhouses, except where the utility line is placed in a utility easement required by this Zoning Ordinance. This provision is intended to prevent the need for excavation of the yards of adjoining townhouses for utility repairs. The construction drawings submitted by builders of townhouses shall indicate the proposed location of all utility lines on each lot, and these locations shall comply with this Section prior to issuance of a building permit.

SECTION 1707 – SITE PLAN REQUIRED

The developer of any townhouse subdivision or any conditional use specified in Section 1702 in the R-3 district shall submit a site plan to the Board of Supervisors in accordance with Section 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

High Density Residential District (R-4) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Multiple Family Dwellings		Maximum Building Height:	35 feet*
Accessory Buildings		Minimum Floor Area:	Varies*
Any use permitted in R-3		Minimum Lot Area:	Two Acres
		Minimum Lot Width:	100 feet
		Minimum Yards:	
		Front Yard:	40 feet
		Side Yard:	25 feet**
		Rear Yard:	25 feet**
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: All Agricultural and Residential Districts	
Child Care Facilities	Short Term Rental		
Mining		Min Width: 10 ft	Min Height: 6 ft

* Dependent on Unit Type

** Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XVIII: HIGH DENSITY RESIDENTIAL DISTRICT (R-4)

SECTION 1800 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the development of higher density multiple family (i.e., three or more) residential uses with adequate, usable open space to prevent overcrowding. It is the intent of this Ordinance that these districts be carefully located only in areas where the infrastructure of the County (i.e., the road/highway system, storm drainage and water and sanitary sewer systems) is adequate to serve such higher density housing. The use of this district is appropriate as a transition between low density (R-1) or moderate density residential districts and higher intensity uses, such as commercial uses or limited industrial (I-1) uses, that are not compatible with lower density residential environment. All apartment developments shall front upon at least one road or highway that is classified as an Arterial or approved Collector Street.

SECTION 1801 – LAND USES PERMITTED

- A. Any use permitted in R-3, subject to R-3 regulations.
- B. Multiple family dwellings including apartments as defined in Article II.
- C. Accessory uses or structures in multiple family residential complexes, including laundromats, vending machine centers, recreational buildings, swimming pools, tennis courts, and similar uses and structures incidental to multiple family buildings. Such uses and structures shall be reserved exclusively for use by residents and guests of residents of the multiple family complex.

SECTION 1802 – CONDITIONAL USES AND STRUCTURES

- A. Child care facilities.
- B. Short Term Rental.
- C. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Ordinance.
- D. Extraction of minerals, including sand and gravel, provided that when “open-pit” operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- E. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 1803 – DIMENSIONAL REQUIREMENTS

1803.01 Maximum Height: 35 feet unless greater height is specifically approved by the Board of Supervisors at the time the site plan is approved.

1803.02 Minimum Size of Development: Two (2) acres.

1803.03 Minimum Floor Area:

- A. One bedroom units: 750 square feet.
- B. Two bedroom units: 950 square feet.
- C. Three or more bedroom units: 1,200 square feet.

1803.04 Maximum Density: 8 dwelling units per gross acre.

1803.05 Minimum Lot Width: 100 feet.

1803.06 Minimum Yards:

All yard shall be a landscaped open area with no encroachments permitted including parking lots, patios, swimming pools, or other paved areas except for entrance/exit driveways in Front Yards only.

- A. Front yard: 40 feet.
- B. Side and rear yards: 25 feet from each side lot line or rear lot line to any building, except where a side or rear lot line abuts an R-1, R-1B or R-1C district, in which case the side or rear yard shall be 50 feet from any building to the lot line abutting the R-1, R-1B or R-1C district. Furthermore, all yards must meet the buffer yard standards set forth in Section 404.

1803.07 Minimum Space between Buildings: No principal building or accessory building shall be constructed nearer than thirty (30) feet to any other principal building or accessory building.

SECTION 1804 – REQUIRED OPEN SPACE RESERVATION

A minimum of 30% of the gross site area to be developed for an apartment complex shall be devoted to open space. In calculating this open space requirement, the front, side and rear yards may be included. Parking lots and driveways, however, may not be included in calculating this required open space. The required site plan (see Section 705) shall indicate the location and area (in acres) to be so reserved or dedicated for open space or recreational facilities.

1804.01 Maximum Amount of Common Open Space Covered by Water: No more than fifty percent (50%) of the required amount of open space may be covered by lakes or ponds.

1804.02 Steep Slopes: In reviewing the site plan for a proposed apartment development, the Board of Supervisors shall determine if any land containing slopes of twelve percent (12%) or greater may be included in the required common open space. This determination shall be based upon the developer's specific proposed use of the steep slope land. The Board of Supervisors shall determine whether or not any steep slope land should be approved for use in meeting the requirements of this Section.

1804.03 Physical Improvements: Common open space shall be suitably improved for the intended use, but open space containing natural features worthy of preservation may be left unimproved if such unimproved areas are approved by the Board of Supervisors as part of the site plan review process. Open space improvements may include pedestrian or bicycle trails, tennis courts, recreational buildings and swimming pools or similar facilities.

1804.04 Performance Bonds: Prior to the rental/ lease of any apartment, the developer may be permitted, at the discretion of the Board of Supervisors, to post with the County a performance bond of sufficient surety to insure the completion of all proposed open space improvements (where applicable). Such performance bonds must be issued by a company that is licensed and admitted to business in the State of Mississippi. The County Engineer in conjunction with the developer shall determine the amount of the performance bond after reviewing the construction plans for all improvements.

1804.05 Maintenance/Liability in the Operation and Use of Common Open Space Areas: Authority granted by Rankin County for the development of an apartment complex shall not be construed as, nor constitute, an obligation on the part of Rankin County either for maintenance or liability in the operation and use of common open space and recreational facilities located in the property.

At the time the final site plan is submitted for an apartment complex, the developer shall submit with his application for final plat approval a legal instrument or instruments which state that the assumption of liability insurance, taxes and maintenance of open space and other common facilities shall rest with the owners of the complex, a management company or a homeowners association. In order to insure the integrity of the open space so that it will remain genuinely open, the legal instrument(s) shall specify that the open space restrictions are permanent, not just for a period of years.

SECTION 1805 – SITE PLAN REQUIRED

The developer of any apartment complex or any conditional use specified in Section 1802 in the R-4 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Planned Unit Development District (PUD) Quick Reference Guide

*Typical Lot and Site Pattern is Dependent on
Underlying Zoning*

Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Uses Allowed by Underlying Zoning		Maximum Building Height:	35 feet
		Minimum PUD Area:	Five Acres
		Minimum Lot Width:	None
		Minimum Yards:	
		Front Yard:	*Per Underlying Zone
		Side Yard:	
		Rear Yard:	
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: Per Underlying Zone	
Child Care Facilities			
Mining	Accessory Dwelling Unit	Min Width:	Min Height:

* Exceptions Listed, See Full Text

ARTICLE XIX: PLANNED UNIT DEVELOPMENT DISTRICT (PUD)

SECTION 1900 – PURPOSE OF THIS DISTRICT

The purposes for establishing Planned Unit Development (PUD) districts are:

- A. To provide for the development of relatively large land areas as total cohesive and coordinated units, rather than development on a lot-by-lot basis.
- B. To permit more flexible and advantageous use of sites, especially with regard to natural features of the landscape, through the relaxation of conventional zoning requirements including minimum lot size and minimum lot width, while at the same time retaining approximately the same overall density as would ordinarily apply if the same areas were developed by conventional methods. (Note: However, minimum yard requirements are the same as for conventional districts.)
- C. To help reduce the cost of residential development by allowing more dwelling units per gross acre than could be built in a conventional low density subdivision (due to the extensive space requirements of roads rights-of-way, utility easements, etc., in a conventional subdivision) and by reducing the length of roads and utility extensions through concentration or clustering of housing.
- D. To provide for the development of sites in which land not used for structures and yards but not required by the basic zoning of the site shall be reserved collectively in contiguous units accessible to all dwellings within the PUD as open space; this open space will provide recreational opportunities for the residents of the PUD, and will also afford improved, safer pedestrian circulation within the PUD.

SECTION 1901 – PLANNED UNIT DEVELOPMENTS SHALL BE SUPERIMPOSED DISTRICTS

A PUD shall be a superimposed designation on a residential district, thereby providing a broader latitude of design to achieve the purposes stated under Section 1500. As a superimposed designation, PUD shall be subject to the overall density requirements of the residential district over which they are superimposed. The maximum residential density shall be calculated as prescribed under Section 1506.02.

SECTION 1902 – REZONING REQUIRED FOR DEVELOPMENT OF PORTION OF PUD FOR TOWNHOUSES, PATIO HOMES, MULTIPLE-FAMILY RESIDENTIAL, OR COMMERCIAL USES

If a person desires to reserve a portion of a proposed PUD for townhouses, patio homes, or multiple-family residential uses (condominiums or apartments), and such areas are not zoned

appropriately for such densities, he shall submit an application for rezoning in accordance with Section 706 of this Ordinance indicating which areas he desires to be rezoned.

Likewise, portions of a PUD may be reserved for commercial use by applying for the appropriate commercial zoning if the subject land is not zoned commercial on the Official Zoning Map.

If the subdivider wishes to reserve portions of the proposed PUD for moderate density or high density residential development or commercial use, such areas shall be shown on a sketch plat or "Development Plan," which shall be submitted with an application for rezoning. A rezoning to permit such residential densities or commercial uses shall only be approved upon the condition that the preliminary plat and individual site plans (for the high density residential or commercial development) substantially conform to the sketch plat or development plan.

SECTION 1903 – LAND USES PERMITTED

The uses that are permitted outright in PUD districts are subject to the regulations and restrictions as prescribed in the initial underlying zone over which the PUD is superimposed.

SECTION 1904 – CONDITIONAL USES AND STRUCTURES

- A. Child care facilities.
- B. Short Term Rental.
- C. Accessory Dwelling Unit.
- D. Public or quasi-public facilities or utilities may be considered for location in a PUD district in compliance with Section 402 of this Ordinance.
- E. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- F. Any other use which the Board of Supervisors determines meets the standards outlined under Section 705.01.

SECTION 1905 – DIMENSIONAL REQUIREMENTS

1905.01 Minimum Size of PUD: The minimum size of any PUD shall be five (5) acres.

1905.02 Maximum Residential Development Density: The basic control of residential development density shall be the density requirement of the particular conventional district

(i.e., R-1 or R-1B) over which the PUD is superimposed. The maximum density shall be calculated by dividing 43,560 square feet by the minimum lot size and then multiplying that quotient by the total gross acreage minus 10% for roads and ROW to be included in the PUD. EXAMPLE: If a subdivider proposes to develop a 30 acre tract zoned "R-1" as a PUD, the basic control of density is that of the R-1 district: 43,560 square feet divided by 11,500 square feet (minimum lot size in R-1 districts), resulting in a quotient of 3.78 lots or dwelling units; 27 acres multiplied by 3.78 = 102 lots or single-family detached dwelling units.

1905.03 Minimum Lot Size: No minimum.

1905.04 Minimum Lot Width: No minimum.

1905.05 Minimum Yards: The minimum yard requirements for single-family detached dwellings in PUD districts shall be the same as those required in R-1, R-1B or R1C or R-1D districts.

1905.06 Maximum Height: 35 feet, unless greater height is specifically approved by the Board of Supervisors.

SECTION 1906 – DIMENSIONAL REQUIREMENTS FOR TOWNHOUSES, PATIO HOMES, MULTIPLE FAMILY RESIDENTIAL AND COMMERCIAL PORTIONS OF A PUD

If an application for rezoning is approved to allow portions of a PUD to be used for townhouses, patio homes, condominiums or apartments, or some commercial classification, the dimensional requirements of the appropriate district shall apply.

SECTION 1907 – REQUIRED COMMON OPEN SPACE RESERVATION

Common open space shall be provided as a condition to the approval of a PUD. Such common open space shall consist of land reserved exclusively for the recreational use of the PUD residents and owned and maintained by the residents through a Homeowner's Association.

Common open space shall be integrated throughout the PUD, easily accessible to all the residents. The sketch plat or Development Plan shall indicate the location and area (in acres) to be so reserved for open space or recreational facilities.

1907.01 Minimum Percentage of Land Reserved as Common Open Space: Common open space shall comprise at least twenty percent (20%) of the gross area (total acreage) minus ten percent (10%) of the PUD as shown on the required development plan. Public roads shall not be considered in meeting the open space requirements of this section. Utility easements (electrical power, natural gas or other) may be used to meet the required common open space as required by this section, provided that portions of the utility easements that are so used shall be improved with the construction of pedestrian or bicycle trails or other improvements that are specifically approved by the Board of Supervisors. Unimproved raw land inside such easements shall in no case be considered in meeting these requirements.

1907.02 Maximum Amount of Common Open Space Covered By Water: No more than fifty percent (50%) of the required amount of open space may be covered by water (lakes, ponds, streams, storm water retention/detention, etc.)

1907.03 Steep Slopes: In reviewing the preliminary subdivision plat for a proposed PUD, the County Engineer shall determine if any land containing slopes of twelve percent (12%) or greater may be included in the required common open space. This determination shall be based upon the developer's specific proposed use of the steep slope land. The County Engineer shall make a recommendation to the Board of Supervisors as to whether or not any steep slope land should be approved for use in meeting the requirements of this Section.

1907.04 Physical Improvements: Common open space shall be suitably improved for the intended use, but open space containing natural features worthy of preservation may be left unimproved if such unimproved areas are approved by the Board of Supervisors as part of the preliminary subdivision plat review process.

All open space improvements shall be shown on the sketch subdivision plat or Development Plan (approximate locations and dimensions and proposed use) and the preliminary and final plats (precise locations and dimensions and proposed use). Open space improvements may include pedestrian or bicycle trails, tennis courts, recreational buildings and swimming pools or similar facilities.

1907.05 Staged Development of a Planned Unit Development: If a PUD is to be developed in stages or parts and the first part is to consist of the minimum of 5 acres, twenty percent (20%) must be reserved for open space, or one (1) acre. The open space requirements for subsequent parts or phases shall be calculated based upon the total open space requirement for the entire subdivision, including the initial phase or phases. Thus, if a developer proposes to ultimately develop 40 acres of land for a PUD and the first phase will only contain 5 acres, the developer must reserve a total of at least 6 acres for the entire subdivision, which may include the .75 acres reserved for the first part.

1907.06 Performance Bond Required: Prior to the sale of any lot in a PUD, the developer shall post with the County a performance bond of sufficient surety to insure the completion of all proposed open space improvements (where applicable). Such performance bonds must be issued by a company that is licensed and admitted to business in the State of Mississippi. The County Engineer in conjunction with the developer shall determine the amount of the performance bond after reviewing the construction plans for all improvements.

1907.07 Maintenance/Liability in the Operation and Use of Common Open Space Areas: Authority granted by Rankin County for the development of a PUD shall not be construed as, nor constitute, an obligation on the part of Rankin County either for maintenance or liability in the operation and use of common open space and recreational facilities located in the PUD.

At the time the final subdivision plat is submitted for a PUD, the developer shall submit with his application for final plat approval a legal instrument or instruments which state that the assumption of liability insurance, taxes and maintenance of open space and other common facilities shall rest with the owners of the several lots or parcels of land located within the PUD. In order to insure the integrity of the open space so that it will remain genuinely open, the legal

instrument(s) shall specify that the open space restrictions are permanent, not just for a period of years.

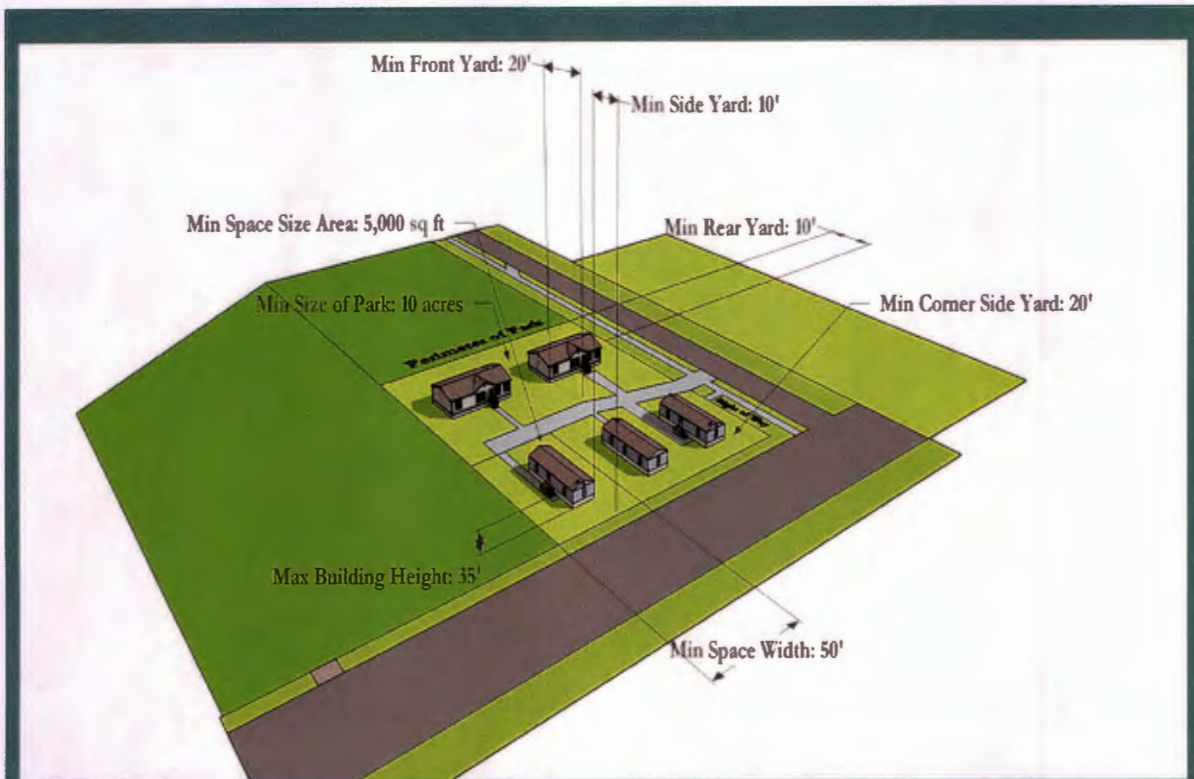
SECTION 1908 – AS BUILT LETTER

Within 30 days of final plat approval, the engineer of record who submitted the site plan for a PUD shall provide the Zoning Administrator with a letter certifying that all density requirements set by the underlying zoning were adhered to.

SECTION 1909 – SITE PLAN REQUIRED

The developer of any PUD or any conditional use specified in Section 1902 in the PUD district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Manufactured Home Park District (MHP) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single-Family Manufactured Homes		Maximum Building Height:	35 feet
Private Recreational Facilities		Minimum Park Size:	Ten Acres
Incidental Auxiliary Uses		Minimum Lot Width:	50 feet
Accessory Uses and Structures		Minimum Yards:	
Private Streets		Front Yard:	20 feet*
		Side Yard:	10 feet*
		Rear Yard:	10 feet*
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: All Agricultural and Residential Districts	
Mining			
Short Term Rental	Accessory Dwelling Unit	Min Width: 10 ft	Min Height: 6 ft

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XX: MANUFACTURED HOME PARK DISTRICT (MHP)

SECTION 2000 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide for properly planned manufactured home parks in which spaces are offered on a rental or lease basis only for owner-occupied manufactured homes, or in which the space and manufactured home combination are both offered to the public on a rental or lease basis only.

SECTION 2001 – LAND USES PERMITTED

- A. Single-family manufactured homes.
- B. Private lakes, swimming pools, open space, and other private recreational facilities intended only for the use of the residents of the manufactured home park.
- C. Laundromat, vending machine center, and related auxiliary uses incidental to the primary manufactured home uses, provided that such structures for auxiliary uses do not constitute over 10 percent of the total site area of the manufactured home park, and further provided that they be exclusively for the use of the residents of the manufactured home park.
- D. Accessory uses and structures as defined under Article II of this Ordinance.
- E. Private streets (circulation drives).

SECTION 2002 – CONDITIONAL USES AND STRUCTURES

- A. Short Term Rental.
- B. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Ordinance.
- C. Extraction of minerals, including sand and gravel, provided that when “open-pit” operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- D. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 2003 – BUILDING PERMIT REQUIRED

Prior to the connection of utilities (water, sewer, electricity) to serve any manufactured home located in a manufactured home park, the owner of the manufactured home, or the owner (or his authorized representative) of the manufactured home park in cases where both the space and the manufactured home are leased or rented, shall apply for a building permit. All electrical wiring and plumbing connections shall be performed in accordance with the County's adopted building code by qualified, licensed, and bonded electricians and plumbers.

Furthermore, any person responsible for placing a manufactured home in a manufactured home park shall comply with the tie down standards prescribed in the County's adopted building code.

SECTION 2004 – DIMENSIONAL REQUIREMENTS

2004.01 Minimum Size of Park: 10 acres.

2004.02 Maximum Density: The maximum density shall not exceed six manufactured homes per gross acre.

2004.03 Maximum Building Height: 35 feet.

2004.04 Minimum Set-Backs for Park Perimeter: All manufactured homes shall be located at least thirty (30) feet from any property line or any existing or proposed right-of-way line of a public street or road. This park perimeter set-back shall be a landscaped open area with no encroachments permitted, including parking lots, patios, or swimming pools, or other paved areas except for entrance/exit driveways (front yard only). Furthermore, the park perimeter must meet the buffer yard standards set forth in Section 404.

2004.05 Minimum Manufactured Home Space Area Within the Park: 5,000 square feet.

2004.06 Minimum Space Width Within the Park: 50 feet.

2004.07 Required Set-Backs for Individual Manufactured Home Spaces Within the Park:

- A. Front yard: There shall be a minimum distance of 20 feet between an individual manufactured home and the adjoining pavement of a park street, common parking area or other common areas.
- B. Side yards: There shall be a minimum distance of 10 feet between all manufactured homes and the side yard lines of each manufactured home space (lot). On corner lots there shall be a minimum side yard of 20 feet on the corner side.
- C. Rear yards: There shall be a minimum distance of 10 feet between all manufactured homes and the rear yard lines of manufactured home space (lot).

2004.08 Accessory Buildings or Uses: Accessory buildings or uses shall comply with the same height and yard requirements as manufactured homes. Accessory buildings or uses shall be located a minimum distance of 10 feet away from all manufactured homes or other main buildings within the manufactured home park.

SECTION 2005 – OFF-STREET PARKING REQUIREMENTS

In order to provide for free movement of traffic through the park on park streets, no on-street parking shall be permitted on any manufactured home park street. See Article V for the off-street parking requirements of this district.

SECTION 2006 – PRIVATE STREETS WITHIN MANUFACTURED HOME PARKS

All streets (circulation drives) within a manufactured home park shall be at least 24 feet in width. Proper maintenance of all streets within manufactured home parks shall be the responsibility of the owner or operator of the park and not Rankin County.

SECTION 2007 – UTILITIES AND DRAINAGE

Utilities (electrical power, natural gas, water, and sanitary sewerage) and storm drainage shall be provided in all manufactured home parks in accordance with the requirements of the applicable codes adopted by Rankin County. The maintenance of water and sanitary sewage facilities and storm drainage facilities within manufactured home parks shall be the responsibility of the owner of the park.

SECTION 2008 – FREEDOM FROM FLOODING AND PONDING

All manufactured home parks shall be located on ground which is not susceptible to flooding and graded so as to prevent any water from ponding or accumulating on the premises.

SECTION 2009 – REFUSE COLLECTION FACILITIES

The owner, or his authorized representative, of a manufactured home park shall provide adequate refuse collection stations approved by the County for the proper storage of all refuse produced by residents of the manufactured home park, and shall be responsible for the cleanliness of the premises.

SECTION 2010 – EXTERIOR LIGHTING

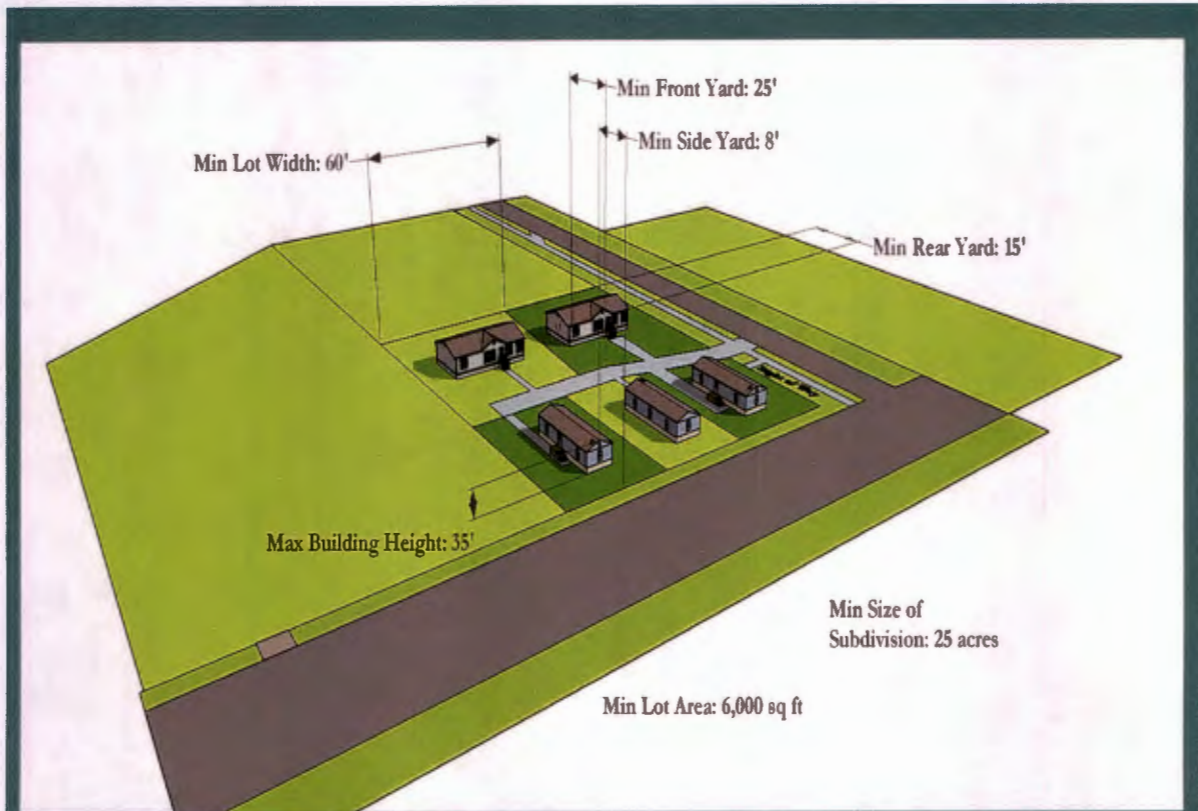
Adequate street lights shall be provided by the park developer to illuminate all streets and walkways for the safe movement of vehicles and pedestrians at night.

SECTION 2011 – SITE PLAN REQUIRED

No building permit to construct a new manufactured home park or to expand (by the addition of one or more spaces) an existing manufactured home park shall be issued until the applicant for the building permit has complied with the provisions of Sections 707 through 710 relative to site plan review. All new manufactured home parks established after the effective date of this Ordinance shall comply with all of the provisions herein. With regard to manufactured home parks established prior to the effective date of this Ordinance, which are expanded (by the addition of one or more spaces) after the effective date hereof, the expanded portions of such parks shall comply with all applicable provisions of this Ordinance.

The developer of any conditional use specified in Section 2002 in the MHP district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Manufactured Home Subdivision District (MHS) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single-Family Manufactured Homes		Maximum Building Height:	35 feet
Recreation/Open Space		Minimum Lot Area:	6,000 sf
Accessory Uses and Structures		Minimum Lot Width:	60 feet
Private Streets		Minimum Yards:	
		Front Yard:	25 feet
		Side Yard:	8 feet*
		Rear Yard:	15 feet
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: All Agricultural and Residential Districts	
Child Care Facility			
Mining	Short Term Rental	Min Width: 10 ft	Min Height: 6 ft

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XXI: MANUFACTURED HOME SUBDIVISION DISTRICT (MHS)

SECTION 2100 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide for properly planned manufactured home subdivisions in which lots are offered for sale, and in which the purchaser receives fee simple title to the lot. It is the intent of this Ordinance that these districts may be located only in such areas as to not adversely affect the established residential subdivisions in unincorporated Rankin County. Such location, however, shall have necessary public services, a healthful living environment and normal amenities associated with residential zones of the County.

SECTION 2101 – LAND USES PERMITTED

- A. Single-family manufactured homes, either owner-occupied or on a rental or lease basis with only one dwelling per lot.
- B. Accessory uses and structures associated with the use of the land for residential purposes.
- C. Public or private recreational or open space facilities, excluding country clubs and the like which shall be regulated as public/quasi-public facilities and utilities subject to the provisions of Section 402 of this Zoning Ordinance. All lakes associated with this or any other usage shall comply with Rankin County Subdivision Regulations.

SECTION 2102 – CONDITIONAL USES AND STRUCTURES

- A. Child care facilities.
- B. Short Term Rental.
- C. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Zoning Ordinance.
- D. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- E. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 2103 – DIMENSIONAL REQUIREMENTS

2103.01 Minimum Size of Subdivision: 25 acres

2103.02 Maximum Building Height: 35 feet.

2103.03 Minimum Lot Area: 6,000 square feet.

2103.04 Minimum Lot Width: 60 feet.

2103.05 Minimum Yards:

- A. Front yard: 25 feet.
- B. Side yards: 8 feet, except where a larger side yard is required to meet buffer yard standards as set forth in Section 404.
- C. Rear yard: 15 feet.

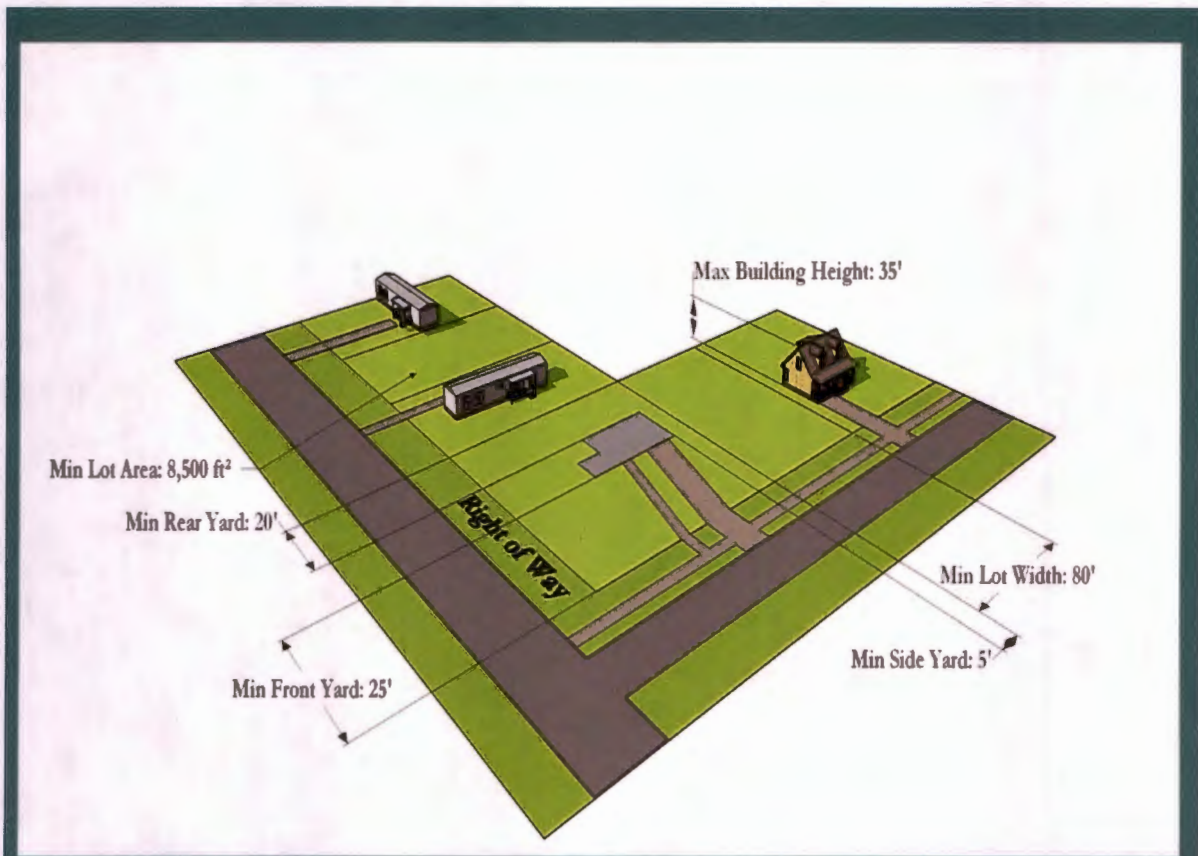
SECTION 2104 – COMPLIANCE WITH RANKIN COUNTY SUBDIVISION REGULATIONS

As with other residential subdivisions, the developers of a manufactured home subdivision shall comply with the Rankin County Subdivision Regulations, including preparation and submittal of subdivision plats and construction plans, and installation of all required subdivision improvements such as streets, water and sanitary sewer facilities, storm drainage facilities, etc.

SECTION 2105 – SITE PLAN REQUIRED

The developer of any manufactured home subdivision or any conditional use specified in Section 2102 in the MHS district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Residential Mixed District (R-MX) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Single-Family Dwelling		Maximum Building Height:	35 feet
Factory Built Dwelling		Minimum Lot Area:	8,500 sf
Accessory Uses and Structures		Minimum Lot Width:	80 feet
		Minimum Yards:	
		Front Yard:	25 feet
		Side Yard:	5 feet*
		Rear Yard:	20 feet
Select Conditional Use:		Buffer and Screening Requirements:	
Public/Quasi-Public Facilities		Abutting Use Districts: All Agricultural and Residential Districts	
Mining			
Short Term Rental	Accessory Dwelling Unit	Min Width: 10 ft	Min Height: 6 ft

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XXII: RESIDENTIAL MIXED DISTRICT(R-MX)

SECTION 2200 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide for a zone in which a mixture of housing types are permitted.

SECTION 2201 – LAND USES PERMITTED

- A. Single-family dwellings with only one dwelling per lot.
- B. Manufactured homes with only one dwelling per lot.
- C. Modular homes with only one dwelling per lot.
- D. Panelized homes with only one dwelling per lot.
- E. Pre-cut metal homes with only one dwelling per lot.
- F. Accessory uses and structures associated with the use of the land for residential purposes.

SECTION 2202 – CONDITIONAL USES AND STRUCTURES

- A. Short Term Rental.
- B. Accessory Dwelling Unit.
- C. Public or quasi-public facilities and utilities in compliance with section 402 and other regulations of this Ordinance.
- D. Extraction of minerals, including sand and gravel, provided that when “open-pit” operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- E. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 2203 – DIMENSIONAL REQUIREMENTS

2203.01 Maximum Building Height: 35 feet.

2203.02 Minimum Lot Area: 8,500 square feet.

2203.03 Minimum Lot Width: 80 feet.

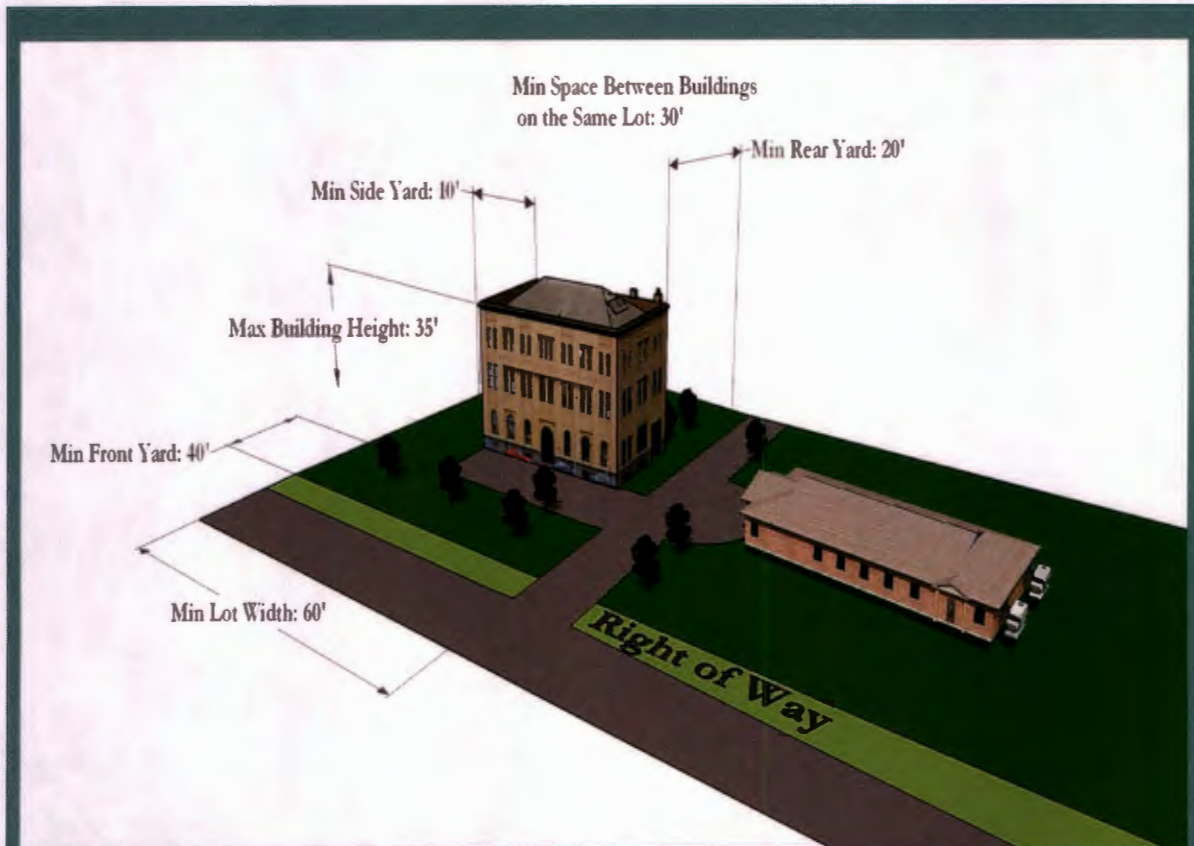
2203.04 Minimum Yards:

- A. Front yard: 25 feet.
- B. Side yards: 5 feet, except where a larger side yard is required to meet buffer yard standards as set forth in Section 404.
- C. Rear yard: 20 feet.

SECTION 2204 – SITE PLAN REQUIRED

The developer of any subdivision or any conditional use specified in Section 2202 in the R-MX district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Restricted Business/Professional District (P-1) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Businesses and Professional Offices		Maximum Building Height:	35 feet
Personal Services, i.e. Hair Styling Shops		Minimum Lot Area:	None
Instructional Services, i.e. Art Studio		Minimum Lot Width:	60 feet
Privately-owned Museums, etc		Minimum Yards:	
Residential Care Facilities		Front Yard:	40 feet*
Select Conditional Use:		Side Yard:	10 feet*
Public/Quasi-Public Facilities		Rear Yard:	20 feet*
Business-related Retail and Service*		Buffer and Screening Requirements:	
Restaurants, etc within Office Building		Abutting Use Districts: All Agricultural and Residential Districts	
Educational/Training Facilities			
Condominiums/Loft-Apartments*		Min Width: 20 ft	Min Height: 6 ft
Mining	Child Care Facilities		

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XXIII: RESTRICTED BUSINESS/PROFESSIONAL DISTRICT (P-1)

SECTION 2300 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide relatively quiet, attractive, and spacious areas for the development of non-retail restricted commercial uses that do not generate substantial volumes of vehicular traffic (i.e., generally, not more than approximately 70 average daily trips per 1,000 square feet of Gross Floor Area according to the National Cooperative Highway Research Program Report #187 or the latest edition of the Institute of Transportation Engineers manual entitled *Trip Generation*.) This district is intended to encourage high quality office park development and to serve as a transition zone between residential uses and higher intensity commercial uses or arterial streets. These districts are appropriate for the fringes of retail districts.

SECTION 2301 – LAND USES PERMITTED

- A. Business and professional offices of all types.
- B. Personal services such as hair styling shops and photographic portrait studios.
- C. Instructional services such as studios for the teaching of fine arts, photography, music, drama and dance; business and stenographic schools; barber and beauty schools; and similar facilities.
- D. Privately-owned and operated museums, libraries, galleries, and similar facilities.
- E. Residential care facilities and ancillary uses commonly associated with any permitted use.
- F. Any other use which the Board of Supervisors determine to be of the same character and nature as those specifically permitted above.

SECTION 2302 – CONDITIONAL USES AND STRUCTURES

- A. Business-related retail and service establishments not to exceed 25% of the leasable area of any office building or not to exceed 10,000 square feet if freestanding. Permitted uses include, but are not limited to, office supply stores, office equipment dealers, telecommunication equipment sales and service companies, computer stores and services, blueprint and copy services, graphics supply and equipment dealers; private employment agencies; travel agencies; emergency health care clinics; child care facilities; and totally enclosed health club facilities.
- B. Restaurants, cafeterias, delicatessens, coffee shops and carry-out food establishments if located within an office building.
- C. Educational and technical training facilities of all types except for those which require outdoor space and/ or industrial type structures or those that involve trucking or similarly sized equipment; included are conference center facilities.

- D. Condominiums and loft-style apartments that are developed in connection with commercial establishments.
- E. Child Care Facilities.
- F. Public or quasi-public facilities and utilities in compliance with Section 402 of this Zoning Ordinance.
- G. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission
- H. Any other use which the Board of Supervisors determines meets the standards outlined under Section 705.01.

SECTION 2303 – DIMENSIONAL REQUIREMENTS

2303.01 Maximum Building Height: 35 feet.

2303.02 Minimum Lot Area: No minimum lot area is required.

2303.03 Minimum Lot Width: 60 feet.

2303.04 Minimum Yards:

- A. Front yard: 40 feet. The first ten (10) feet inside this front yard setback (adjacent to the street right-of-way line) shall remain open except for entrance/ exit driveways and shall be landscaped; no parking shall be permitted in driveways.
- B. Side yards where NOT abutting an agricultural or residential district or residential use: 10 feet; the first five (5) feet inside this side yard setback (adjacent to the property line) shall be landscaped. The remainder of the side yard (between the landscaped five feet and the structure) may be used for driveways, parking, or other paved areas.
- C. Rear yards where NOT abutting an agricultural or residential district or residential use: 20 feet; the first five (5) feet inside this rear yard setback (adjacent to the property line) shall be landscaped. The remainder of the rear yard (between the landscaped five feet and the structure) may be used for driveways, parking, or other paved areas.

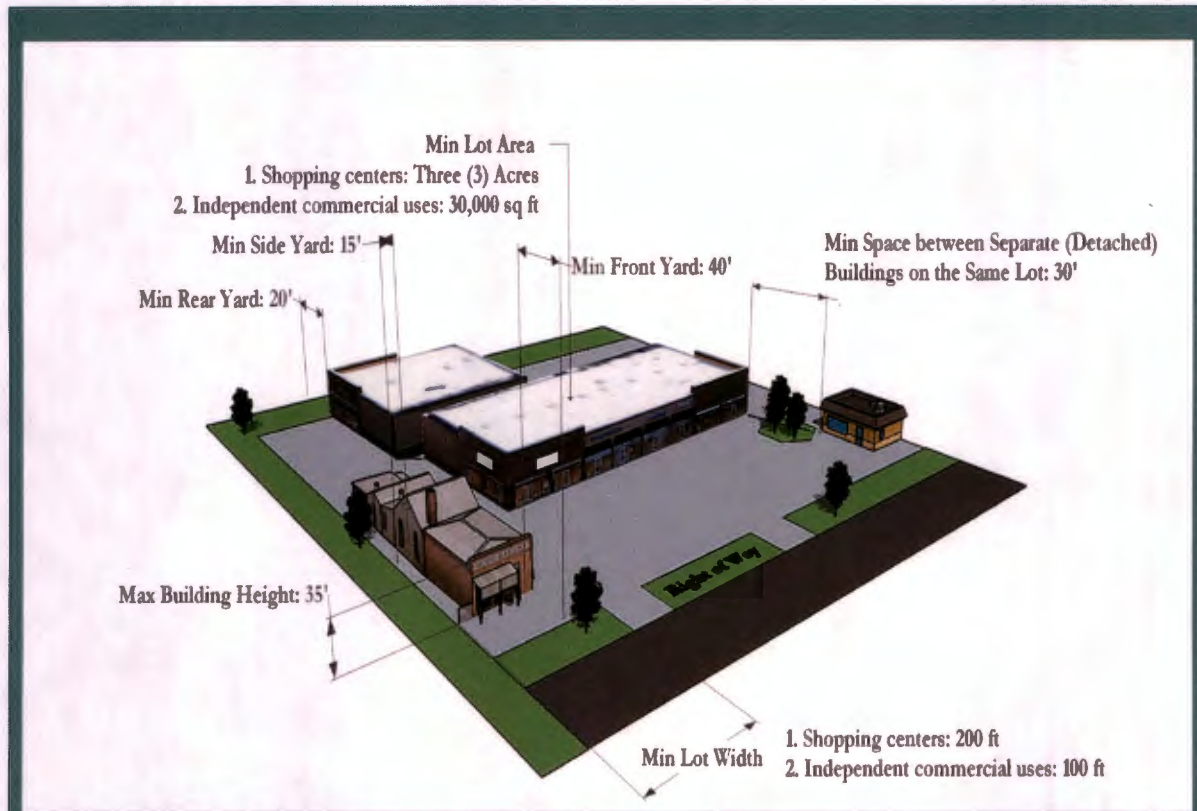
- D. Side yards and rear yards where abutting any agricultural or residential district or residential use: 20 feet, which shall meet the minimum buffer yard standards set forth in Section 404. All side or rear yards shall be landscaped open area with no encroachments permitted including driveways, parking lots, or other paved areas.

2303.05 Minimum Space between Buildings on the Same Lot: 30 feet. No more than two-thirds (2/3) of the space between such buildings shall be paved; the remaining area shall be landscaped.

SECTION 2304 – SITE PLAN REQUIRED

The developer of any use in a P-1 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Zoning Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

General Commercial District (C-2) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
All Uses Allowed in P-1		Maximum Building Height:	35 feet
Enclosed Commercial Uses*		Minimum Lot Area:	Varies*
Shopping Centers*		Minimum Lot Width:	Varies*
Veterinary Clinics and Pet Shops*		Minimum Yards:	
		Front Yard:	40 feet*
		Side Yard:	15 feet**
		Rear Yard:	20 feet**
Select Conditional Use:		Buffer and Screening Requirements:	
Vehicle Sale/Rental	Title Loan	Abutting Use Districts: All Agricultural, Residential and P-1 Districts	
Plant Nurseries	Convenience Store		
Liquor Store	Pawn Shops	Min Width: 20 ft	Min Height: 6 ft
Public/Quasi Public Facilities and Utilities			
Condominiums/Loft-Apartments*			
Mining	Precious Metals		

* Exceptions Listed, See Full Text

** Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XXIV: GENERAL COMMERCIAL DISTRICT (C-2)

SECTION 2400 – PURPOSE OF THIS DISTRICT

The purpose of this district is to promote the development of well-planned shopping centers and independent commercial uses within carefully selected areas of the Board of Supervisors and Rankin County. The commercial activities permitted in this district include uses of a higher intensity than those first allowed in Restricted Business/Professional district (P-1). Although shopping center uses permitted in this zone require access to an arterial street, such uses are not "highway oriented" like those first allowed in the Major Thoroughfares Commercial District (C-3). Uses first permitted in C-3 Major Thoroughfares Commercial districts shall not be permitted in the C-2 district.

It is also the intent of this district that commercial uses permitted in C-2 districts be limited to those in which services performed and merchandise offered for sale be conducted or displayed entirely within enclosed structures as defined by this Ordinance.

It is the intent of this Ordinance that shopping centers and independent commercial uses be developed so that pedestrian and vehicular circulation is coordinated with the circulation patterns of adjacent properties in the vicinity that are also affected. In order to facilitate access between adjoining properties and to reduce the number of curb cuts onto arterial streets, the installation of a service drive shall be considered in connection with any independent commercial use (i.e., a commercial use that is not a part of a shopping center) proposed in this district.

SECTION 2401 – LAND USES PERMITTED

- A. All uses allowed in P-1 Restricted Commercial district.
- B. Commercial uses in which services performed and merchandise offered for sale are conducted or displayed within enclosed structures, except for the display of small articles (i.e., those that can generally be hand-carried by one or two persons) outside of the commercial use.
- C. Shopping centers located on minimum sites of three (3) acres on an existing or proposed arterial street as shown on the adopted Thoroughfares Plan; shopping centers may contain any of the uses permitted outright in C-2 zones.
- D. Veterinary clinics and pet shops, excluding outside runs.
- E. Childcare Facilities.
- F. Funeral Homes.
- G. Restaurants (non-drive through).
- H. Grocery Stores.
- I. Nail, Tanning and/or Massage Spas.

- J. Any other use which the Board of Supervisors determine to be of the same character and nature as those specifically permitted above.

SECTION 2402 – CONDITIONAL USES AND STRUCTURES

- A. Vehicle sales, rental or lease and vehicle service.
- B. Plant nurseries.
- C. Liquor stores (No such establishment shall be located within five hundred (500) feet of any existing residential use or any residentially zoned property, church, school, hospital, convalescent or nursing home, cemetery, civic organization building or facility, charitable organization building or facility, public or private park or playground, or any property zoned "S-1" Special Use district under this Ordinance. Said distance shall be measured from the nearest point of the permittee's establishment to the nearest point of the protected structure or use).
- D. Condominiums and loft-style apartments that are developed in connection with commercial establishments.
- E. Convenience stores.
- F. Pawn Shops.
- G. Tattoo Parlors.
- H. Title loan and check cashing establishments.
- I. Businesses purchasing gold or other precious metals as a primary business.
- J. Crematorium.
- K. Hotels.
- L. Laundry Facilities.
- M. Dry Cleaners.
- N. Fully Enclosed, Fully Climate Controlled Storage Warehouses (no exterior access to individual units).
- O. Public or quasi-public facilities and utilities in compliance with 402 and other regulations of this Ordinance.
- P. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining

operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.

- Q. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 2403 – DIMENSIONAL REQUIREMENTS

2403.01 Maximum Building Height: 35 feet, unless greater height is approved by the Board of Supervisors.

2403.02 Minimum Lot Area:

- A. Shopping centers: Three (3) acres.
- B. Independent commercial uses: 30,000 square feet.

2403.03 Minimum Lot Width:

- A. Shopping centers: 200 feet.
- B. Independent commercial uses: 100 feet.

2403.04 Minimum Yards: The minimum yard requirements for all uses permitted in a C-2 district shall be as follows:

- A. Front yard: 40 feet. The first ten (10) feet inside this front yard setback shall remain open except for entrance/ exit driveways and shall be landscaped; no parking shall be permitted in driveways within the first ten (10) feet of the front yard setback.
- B. Side yards where NOT abutting an agricultural or residential district or residential use: fifteen (15) feet; the first five (5) feet inside this side yard setback adjacent to the property line) shall be landscaped. The remainder of the side yard (between the landscaped five feet and the structure) may be used for driveways, parking, or other paved areas. Furthermore, all yards must meet the buffer yard standards set forth in Section 404.
- C. Rear yards where NOT abutting an agricultural or residential district or residential use: twenty (20) feet; the first five (5) feet inside this rear yard setback (adjacent to the property line) shall be landscaped. The remainder of the rear yard (between the landscaped five feet and the structure) may be used for driveways, parking, or other paved areas. Furthermore, all yards must meet the buffer yard standards set forth in Section 404.

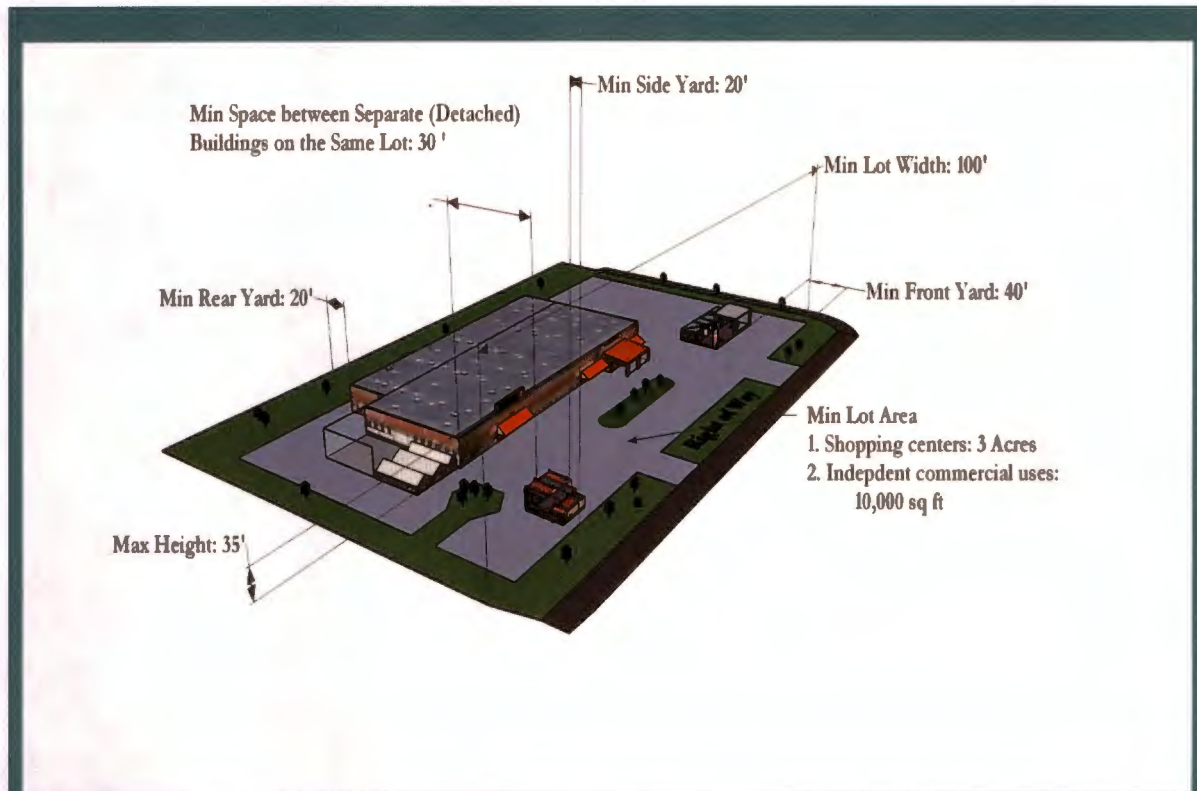
- D. Side yards and rear yards where abutting any agricultural or residential district or residential use: 20 feet, which shall meet all minimum buffer yard standards set forth in Section 404. All side or rear yards shall be landscaped open area with no encroachments permitted including driveways, parking lots, or other paved areas.

2403.05 Minimum Space between Separate (Detached) Buildings on the Same Lot: 30 feet. No more than two-thirds (2/3) of the space between such buildings shall be paved; the remaining area shall be landscaped.

SECTION 2404 – SITE PLAN REQUIRED

The developer of any use in a C-2 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Zoning Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Major Thoroughfares Commercial District (C-3) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
All Uses Allowed in C-2		Maximum Building Height:	35 feet
Vehicle & Boat/Marine Sale/Rental		Minimum Lot Area:	Varies*
Enclosed Warehouse and Storage		Minimum Lot Width:	100 feet
Convenience Store		Minimum Yards:	
Select Conditional Use:*		Front Yard:	40 feet*
Manufactured Homes/RV Sales/Service		Side Yard:	20 feet**
Building Materials	Truck Stops	Rear Yard:	20 feet**
Equipment Sales*	Fireworks	Buffer and Screening Requirements:	
Liquor Store	Vet Clinics*	Abutting Use Districts: All Agricultural, Residential and P-1 Districts	
Commercial Recreational/Entertainment		Min Width: 20 ft	Min Height: 6 ft
Public/Quasi Public Facilities and Utilities			
Mining	Bars		

* Exceptions Listed, See Full Text

** Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XXV: MAJOR THOROUGHFARES COMMERCIAL DISTRICT (C-3)

SECTION 2500 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide relatively spacious areas for the development of vehicle-oriented commercial activities which typically require direct auto traffic access and visibility from major thoroughfares. This district is intended to encourage those commercial activities which function relatively independent of intensive pedestrian traffic and proximity to other commercial establishments. In accordance with the adopted Goals and Objectives of the Comprehensive Plan of Rankin County, the outdoor commercial uses (i.e., those in which all or much of the business is conducted out-of-doors) first permitted outright in this district shall be located well away from all residential uses.

These districts are appropriate for the fringes of retail districts and only along major thoroughfares designated as arterial roads on the adopted Transportation Plan. Uses first permitted in C-4 Adult Entertainment districts, I-1 Limited Industrial districts, and I-2 Heavy Industrial districts shall not be permitted in C-3 districts.

SECTION 2501 – LAND USES PERMITTED

- A. Any use permitted in the C-2 General Commercial District, subject to all regulations of that District.
- B. Vehicle sales, rental or lease and vehicle service.
- C. Boat and marine sales, rental or lease, and service.
- D. Restaurants (Drive Thru).
- E. Fully Enclosed, Fully Climate Controlled Storage Warehouses (no exterior access to individual units).
- F. Warehousing and storage, provided that all storage is within enclosed structures; such as mini-warehouses.
- G. Convenience stores.
- H. Other similar enterprises or businesses of the same nature which are not more obnoxious or detrimental to the welfare of the particular area than the enterprises permitted above, not to include those uses which are first permitted in the I-1 District.

SECTION 2502 – CONDITIONAL USES AND STRUCTURES

- A. Commercial recreational and entertainment enterprises in which all or part of the activities are conducted out-of-doors, such as golf driving or putting courses, water amusement parks, drive-in theaters, etc.
- B. Building materials sales where some or all such materials are displayed outdoors or are visible from roads or highways.
- C. Heavy construction equipment sales and service.
- D. Manufactured home and recreational vehicle sales and service.
- E. Truck stops.
- F. Veterinary clinics with outside dog runs.
- G. Bars, excluding all adult entertainment uses. (No such establishment shall be located within five hundred (500) feet of any existing residential use or any residentially zoned property, church, school, hospital, convalescent or nursing home, cemetery, civic organization building or facility, charitable organization building or facility, public or private park or playground, or any property zoned "S-1" Special Use district under this Ordinance. Said distance shall be measured from the nearest point of the permittee's establishment to the nearest point of the protected structure or use).
- R. Liquor stores. (No such establishment shall be located within five hundred (500) feet of any existing residential use or any residentially zoned property, church, school, hospital, convalescent or nursing home, cemetery, civic organization building or facility, charitable organization building or facility, public or private park or playground, or any property zoned "S-1" Special Use district under this Ordinance. Said distance shall be measured from the nearest point of the permittee's establishment to the nearest point of the protected structure or use).
- H. Sale of fireworks.
- I. Public or quasi-public facilities and utilities in compliance with Section 402 and other regulations of this Ordinance.
- J. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- K. Medical Cannabis Dispensary, Research and Testing Facilities.

- L. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 2503 – DIMENSIONAL REQUIREMENTS

2503.01 Maximum Building Height: 35 feet, unless greater height is approved by the Board of Supervisors.

2503.02 Minimum Lot Area:

- A. Shopping centers: three (3) acres.
- B. Independent commercial uses: 10,000 square feet.

2503.03 Minimum Lot Width: 100 feet.

2503.04 Minimum Yards:

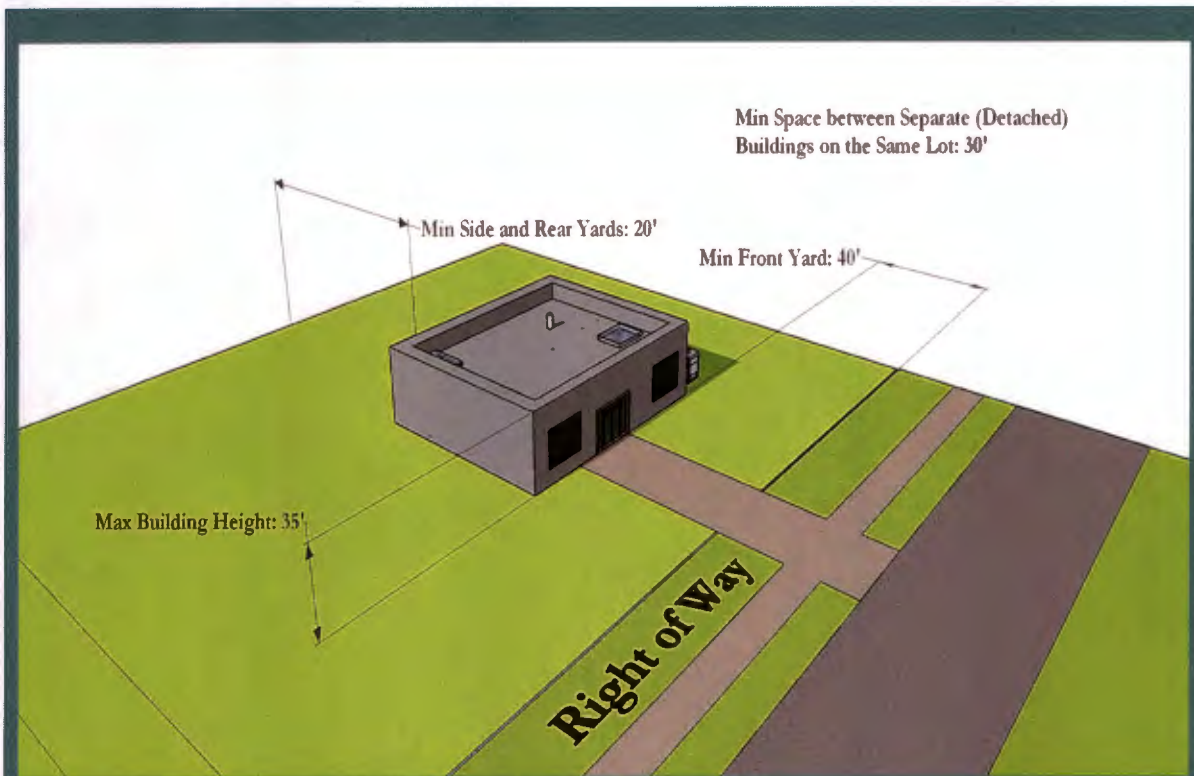
- A. Front yard: 40 feet. The first ten (10) feet inside this front yard setback shall remain open except for entrance/exit driveways and shall be landscaped; no parking shall be permitted in these driveways.
- B. Side yards and rear yards where NOT abutting an agricultural or residential district or residential use: 20 feet; the first five (5) feet inside this side or rear yard setback (adjacent to the property line) shall be landscaped. Furthermore, all yards must meet the buffer yard standards set forth in Section 404.
- C. Side yards and rear yards where abutting an agricultural or residential district or residential use: 20 feet, which shall meet all minimum buffer yard standards set forth in Section 404.

2503.05 Minimum Space between Separate (Detached) Buildings on the Same Lot: 30 feet. No more than two-thirds (2/3) of the space between such buildings shall be paved; the remaining area shall be landscaped in accordance with standards adopted by Rankin County.

SECTION 2504 – SITE PLAN REQUIRED

The developer of any use in a C-3 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Adult Entertainment Commercial District (C-4) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
All Uses Allowed in P-1, C-2, and C-3		Maximum Building Height:	35 feet
Adult Entertainment Use		Minimum Lot Area:	Site Plan Review
		Minimum Lot Width:	Site Plan Review
		Minimum Yards:	
		Front Yard:	40 feet
		Side Yard:	20 feet**
		Rear Yard:	20 feet**
Select Conditional Use:		Buffer and Screening Requirements:	
Conditional Uses Allowed in P-1, C-2 or C-3		Abutting Use Districts: All Agricultural, Residential and P-1 Districts	
Public/Quasi Public Facilities and Utilities			
Mining		Min Width: 30 ft	Min Height: 6 ft

* Exceptions Listed, See Full Text

** Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XXVI: ADULT ENTERTAINMENT COMMERCIAL DISTRICT (C-4)

SECTION 2600 – PURPOSE OF THIS DISTRICT

The purpose of this district is to regulate the operation and location of adult entertainment establishments, as defined by this Ordinance, for the purposes of: (1) stemming a potential increase in criminal activities and disturbances of the peace and good order of Rankin County; (2) maintaining property values; (3) preventing injuries to residential neighborhoods and other commercial districts; (4) protecting and preserving the quality of life through effective land use planning.

The Board of Supervisors have found that there is substantial evidence, including numerous studies, reports and findings on the potential harmful effect of adult entertainment uses made by cities, experts, urban planners, etc., which document that such uses adversely affect property values, cause an increase in crime, encourage businesses to move elsewhere, and contribute to neighborhood blight.

Therefore, this district is intended to regulate adult entertainment uses to insure that these adverse effects will not contribute to blighting or downgrading of surrounding neighborhoods.

SECTION 2601 – LAND USES PERMITTED

- A. Any uses permitted outright in P-1 Restricted Business/Professional districts, C-2 General Commercial districts and C-3 Major Thoroughfares Commercial districts.
- B. Adult arcades, adult bookstores, adult cabarets, adult motels, adult motion picture theaters, and other adult entertainment activities as defined by this Ordinance. However, no such establishment shall be located within two hundred fifty (250) feet of the property line of any other such use. Furthermore, no such establishment shall be located within one thousand (1,000) feet of the property lines of any existing residential use or any residentially zoned property, church, school, hospital, convalescent or nursing home, cemetery, civic organization building or facility, charitable organization building or facility, public or private park or playground, or any property zoned "S-1" Special Use district under this Ordinance.
- C. Any other use which the Board of Supervisors determine to be of the same character and nature as those specifically permitted above.

SECTION 2602 – CONDITIONAL USES AND STRUCTURES

- A. Other uses that may be considered as Conditional Use for location in P-1 Restricted Business/Professional districts, C-2 General Commercial, or C-3 Major Thoroughfares Commercial districts.

- B. Public or quasi-public facilities in compliance with Section 402 and other regulations of this Ordinance. However, see Section 2601 for the minimum distance between adult entertainment uses and certain public/ quasi-public uses.
- C. Extraction of minerals, including sand and gravel, provided that when "open-pit" operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- D. Other similar enterprises or businesses of the same nature which are not more obnoxious or detrimental to the welfare of the particular area than the enterprises permitted above, not to include those uses which are first permitted in the I-1 District. Uses not specifically listed above shall be reviewed by the Board of Supervisors.
- E. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 2603 – DIMENSIONAL REQUIREMENTS

2603.01 Maximum Building Height: 35 feet, unless greater height is approved by the Board of Supervisors.

2603.02 Minimum Lot Area: Based upon required Site Plan Review.

2603.03: Minimum Lot Width: Based upon required Site Plan Review.

2603.04 Minimum Yards:

- A. Front yard: 40 feet.
- B. Side yards: 20 feet, except where a larger yard is required to meet buffer yard standards as set forth in Section 404
- C. Rear yards: 20 feet, except where a larger yard is required to meet buffer yard standards as set forth in Section 404.

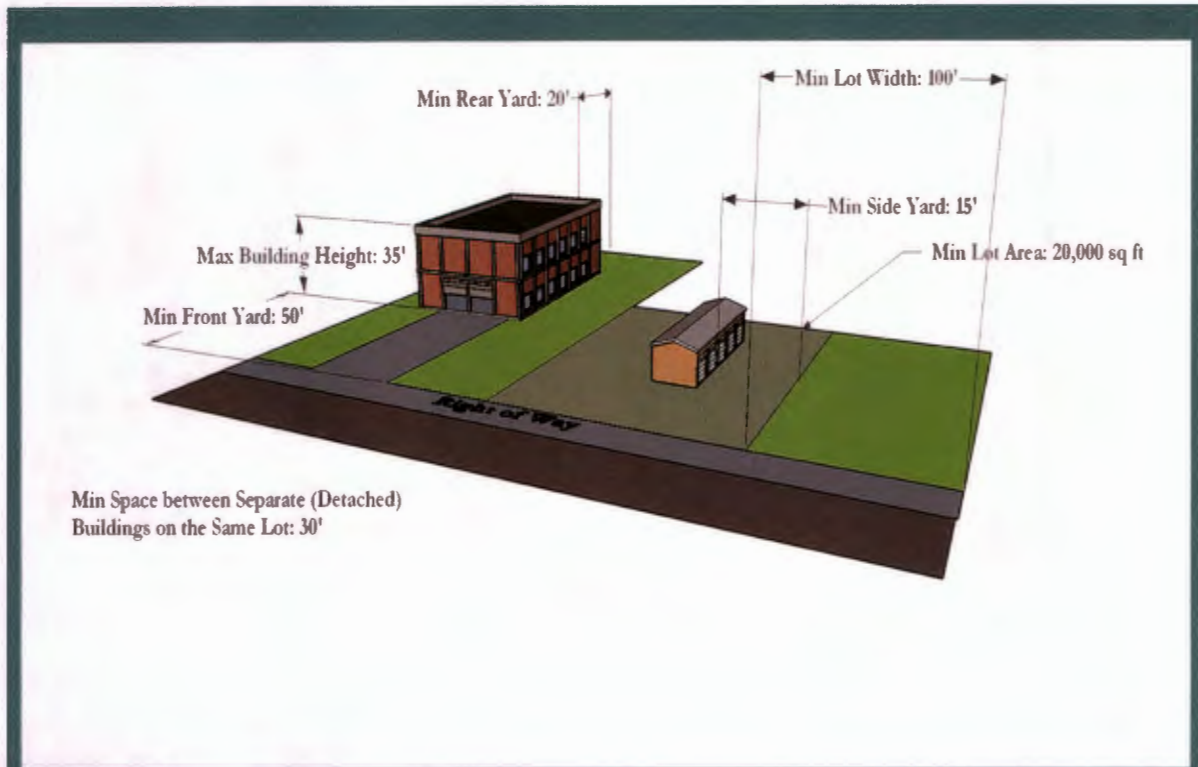
This 20 foot Side or Rear yard setback shall be in addition to the minimum distance (1,000 feet) required between all existing residential uses, residential zones, any public/ quasi-public use listed under Section 2601-B and any Special Use (S-1) district.

2603.05 Minimum Space between Separate (Detached) Buildings on the Same Lot: 30 feet. No more than two-thirds (2/3) of the space between such buildings shall be paved; the remaining area shall be landscaped.

SECTION 2604 – SITE PLAN REQUIRED

The developer of any use in a C-4 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Limited Industrial District (I-1) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
All Uses Allowed in C-2 and C-3		Maximum Building Height:	35 feet
Light Manufacturing in Enclosed Area		Minimum Lot Area:	20,000 sf
Food Product Processing		Minimum Lot Width:	100 feet
		Minimum Yards:	
		Front Yard:	50 feet
		Side Yard:	15 feet*
		Rear Yard:	20 feet*
Select Conditional Use:		Buffer and Screening Requirements:	
Television and Radio Transmitters		Abutting Use Districts: All Districts except I-2	
Public/Quasi Public Facilities and Utilities		Min Width: 30 ft	Min Height: 6 ft
Mining	Solar Projects		

* Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XXVII: LIMITED INDUSTRIAL DISTRICT (I-1)

SECTION 2700 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the exclusive development of limited manufacturing and industrial uses within enclosed structures. It is the intent of this Ordinance that I-1 land uses be compatible with abutting districts, such as commercial districts, which will serve as transitional zones between the industrial users and the lower intensity residential uses. The uses permitted in I-1 districts shall generate no objectionable odor, smoke, fumes, vibration, or excessive noise. Such limited industrial and related uses shall be located only in areas directly accessible to major thoroughfares or railroads. It is further the intent of this Ordinance that encroachment by all residential uses be prohibited.

SECTION 2701 – LAND USES PERMITTED

The following land uses shall be permitted in I-1 districts, provided such uses conform to standards established by appropriate Federal and State regulatory agencies:

- A. Any uses permitted in C-2 General Commercial and C-3 Major Thoroughfares Commercial districts, subject to all regulations of the C-2 and C-3 Districts.
- B. Light or limited manufacturing conducted wholly within completely enclosed buildings, except that the temporary storage of articles, materials, or other matter to be processed, assembled, or otherwise changed may be permitted if adequately screened or buffered. The manufacturing activities conducted in I-1 districts shall, in general, be dependent upon raw materials refined elsewhere. The following limited manufacturing uses shall be permitted, provided they are not offensive to neighboring land uses due to the emission of dust, gas, smoke, noise, fumes, odors, vibrations, fire hazards, or other objectionable influences.
- C. Processing, canning, packaging and other treatment of food products, including: bakery products, confectionary and related products, fruit and vegetable products, fish, poultry and other meat products, excluding the rendering or refining of fats and oils and the slaughtering of animals.
- D. Manufacturing, assembly or other treatment of products from the following secondary materials (previously prepared or refined materials): plastics, glass, paper, precious or semi-precious metals or stones, tobacco, and wood (excluding sawmills).
- E. Fabrication of metal products including the manufacture of: machinery (engines and turbines, farm machinery and equipment, etc.); electrical equipment and supplies; transportation equipment (including motor vehicles and parts, aircraft and parts, motorcycles, bicycles and parts, etc.); and other secondary metal manufacturing such as metal cans, cutlery, hand tools, and general hardware, heating apparatus and plumbing fixtures, metal stamping, fabricated wire products, and coating, engraving and allied services.

- F. Manufacturing of pottery or similar ceramic products (using only previously prepared or pulverized clay, and kilns fired only by electricity or natural gas).
- G. Manufacturing of professional, scientific, and controlling instruments; photographic or optical goods; watches and clocks.
- H. Manufacturing of textile mill products, including broad and narrow woven fabrics and other small wares (cotton, man-made fibers, silk and wool), floor coverings (rugs and carpets), yarns and similar products.
- I. Manufacturing of apparel and other finished products made from fabrics, leather, fur and similar materials.
- J. Assembly, painting, upholstering and similar activities in connection with automobiles, trucks, farm machinery, mobile homes and related products.
- K. Warehousing and storage; such warehousing may include the storage of goods manufactured on the premises as well as goods manufactured off the site, including mini-warehouses.
- L. Dwellings for resident watchmen and caretakers employed on the premises of the primary permitted use.
- M. Other similar enterprises which are of the same character and nature as those specifically permitted above, but not to include those uses first permitted in the I-2 Heavy Industrial district.

SECTION 2702 – CONDITIONAL USES AND STRUCTURES

- A. Television and radio transmitters.
- B. Public and quasi-public facilities and utilities may be allowed in this district in compliance with Section 402 of this Ordinance and subject to any limitations and restrictions deemed necessary by the Board of Supervisors.
- C. Extraction of minerals, including sand and gravel, provided that when “open-pit” operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- D. Medical Cannabis Cultivation, Processing, Disposal and Transportation Facilities.
- E. Solar Projects, see Section 422 for additional requirements.
- F. Any other use which the Board of Supervisors determines meets the standards outlined under Section 705.01.

SECTION 2703 – DIMENSIONAL REQUIREMENTS

2703.01 Maximum Building Height: 35 feet, unless greater height is approved by the Board of Supervisors.

2703.02 Minimum Lot Area: 20,000 square feet.

2703.03 Minimum Lot Width: 100 feet.

2703.04 Minimum Yards:

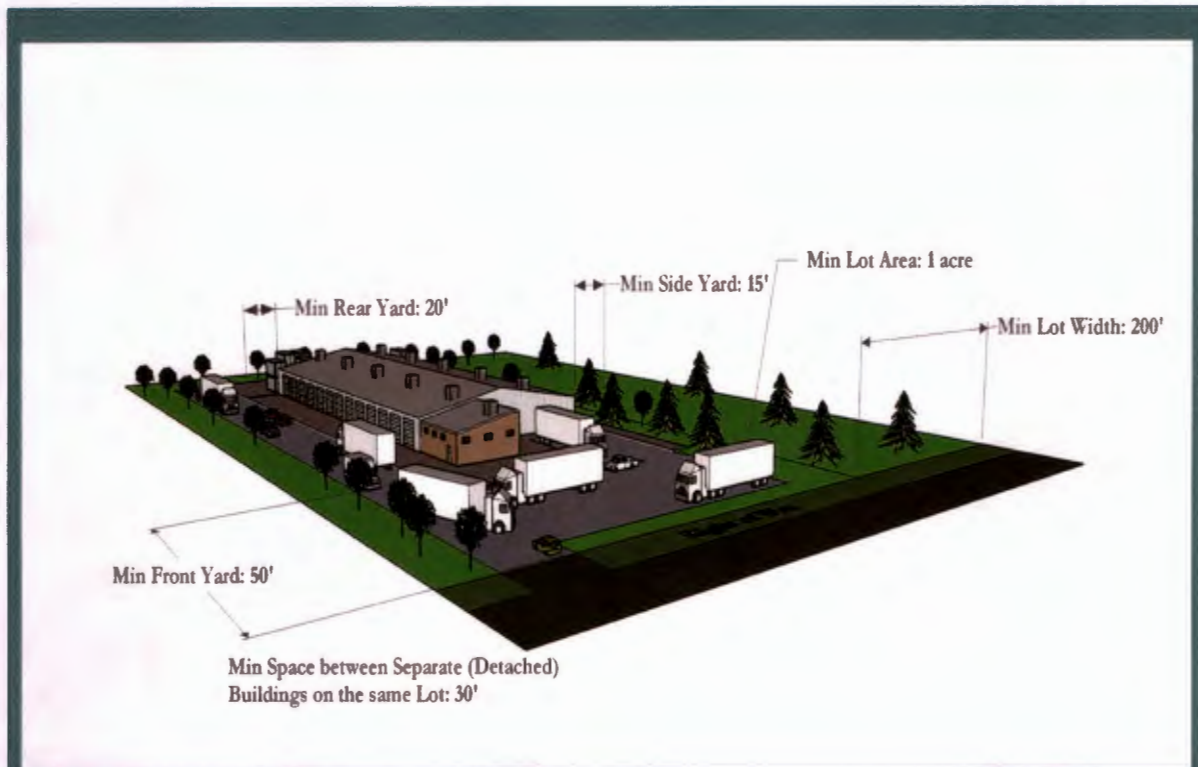
- A. Front yard: 50 feet. The first ten (10) feet inside this front yard setback (adjacent to the street right-of-way line) shall remain open except for entrance/exit driveways and shall be landscaped; no parking shall be permitted in driveways within the first ten (10) feet of the front yard setback.
- B. Side yards where NOT abutting an agricultural or residential district or residential use: fifteen (15) feet; the first five (5) feet inside this side yard setback (adjacent to the property line) shall be landscaped. The remainder of the side yard (between the landscaped five feet and the structure) may be used for driveways, parking, or other paved areas. Except where a larger yard is required to meet buffer yard standards as set forth in Section 404, then the minimum yard size must meet buffer yard standards.
- C. Rear yards where NOT abutting an agricultural or residential district or residential use: twenty (20) feet; the first five (5) feet inside this rear yard setback (adjacent to the property line) shall be landscaped. The remainder of the rear yard (between the landscaped five feet and the structure) may be used for driveways, parking, or other paved areas. Except where a larger yard is required to meet buffer yard standards as set forth in Section 404, then the minimum yard size must meet buffer yard standards.
- D. Side yards and rear yards where abutting an agricultural or residential district or residential use: 30 feet, which shall meet all minimum buffer yard standards set forth in Section 404. All side or rear yards shall be landscaped open area with no encroachments permitted including driveways, parking lots, or other paved areas.

2703.5 Minimum Space between Separate (Detached) Buildings on the Same Lot: 30 feet, No more than two-thirds (2/3) of the space between such buildings shall be paved; the remaining area shall be landscaped.

SECTION 2704 – SITE PLAN REQUIRED

The developer of any use in an I-1 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Heavy Industrial District (I-2) Quick Reference Guide



Example of Land Uses Permitted Outright:	Dimensional Requirements:	
All Uses Allowed in I-1	Maximum Building Height:	35 feet
Manufacturing, Outdoor	Minimum Lot Area:	One acre
Warehousing	Minimum Lot Width:	200 feet
Television and Radio Transmitters	Minimum Yards:	
Solar Projects	Front Yard:	50 feet
Select Conditional Use:	Side Yard:	15 feet**
Conditional Use of I-1	Rear Yard:	20 feet**
Primary Metal Manufacturing	Buffer and Screening Requirements:	
Salvage/Auto Wrecking Yards	Abutting Use Districts: All Districts except I-1	
Large Water Consumption/Discharge*	Min Width: 30 ft	Min Height: 6 ft
Public/Quasi Public Facilities and Utilities		
Mining		

* Exceptions Listed, See Full Text

** Except where a larger yard is required to meet buffer yard standards as set forth in Section 404

ARTICLE XXVIII: HEAVY INDUSTRIAL DISTRICT (I-2)

SECTION 2800 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the exclusive development of industrial uses involving manufacturing activities that are conducted out-of-doors or storage of materials out-of-doors. This district also includes manufacturing uses that use large amounts of water to process products or discharge large volumes of wastewater into the sewage system. These industrial uses generally have extensive space requirements and/ or generate substantial amounts of noise, vibration, odors, or possess other objectionable characteristics. It is the intent of this Ordinance that such "heavy" industrial districts be located insofar as possible adjacent only to C-3 Major Thoroughfare Commercial or I-1 Limited Industrial districts, which shall serve as transitional zones between I-2 districts and residential uses and lower intensity commercial uses. Heavy industrial uses shall be located only in areas directly accessible to major thoroughfares or railroads.

SECTION 2801 – LAND USES PERMITTED

The land uses first permitted in I-2 districts may include those where manufacturing or storage of materials occurs outside of enclosed structures as well as those within enclosed structures, subject to the regulations of this Ordinance and standards established by appropriate Federal and State regulatory agencies. The following uses are permitted outright:

- A. Any use permitted in an I-1 district, subject to I-1 regulations.
- B. Manufacturing activities conducted entirely or partially out-of-doors, such as cement manufacturing and sawmills.
- C. Warehousing uses.
- D. Television and radio transmitters.
- E. Solar Projects, see Section 422 for additional requirements.
- F. Any other use which the Board of Supervisors determine to be of the same character and nature as those specifically permitted above.

SECTION 2802 – CONDITIONAL USES AND STRUCTURES

- A. Any conditional use listed under I-1 district regulations, subject to I-1 regulations.
- B. Primary metal manufacturing, including: blast furnaces, steel works, and the rolling and finishing of ferrous metals; iron and steel foundries; primary smelting and refining of non-ferrous metals; and similar activities.

- C. Any manufacturing activity requiring large amounts of water for processing or discharging large amounts of waste or by-products into the sewer system.
- D. Mining, quarrying and crude petroleum and natural gas production (including sand and gravel pits and rock-crushing operations). When "open-pit" mining operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide the Board of Supervisors with written proof of same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- E. Salvage yards and auto wrecking yards.
- F. Public and quasi-public facilities and utilities may be allowed in this district in compliance with Section 402 of this Ordinance and subject to any limitations and restrictions deemed necessary by the Board of Supervisors.
- G. Medical Cannabis Cultivation, Processing, Disposal and Transportation Facilities.
- H. Any other use of a heavy industrial nature which is not otherwise prohibited by law may be initiated in I-2 districts, subject to any limitations and restrictions deemed necessary by the Board of Supervisors.

SECTION 2803 – DIMENSIONAL REQUIREMENTS

2803.01 Maximum Building Height: 35 feet, unless greater height is approved by the Board of Supervisors.

2803.02 Minimum Lot Area: One (1) acre.

2803.03 Minimum Lot Width: 200 feet.

2803.04 Minimum Yards:

- A. Front yard: 50 feet. The first ten (10) feet inside this front yard setback (adjacent to the street right-of-way line) shall remain open except for entrance/ exit driveways and shall be landscaped; no parking shall be permitted in driveways within the first ten feet of the front yard setback.
- B. Side yards where NOT abutting an agricultural or residential district or residential use: fifteen (15) feet; the first five (5) feet inside this side yard setback (adjacent to the property line) shall be landscaped. The remainder of the side yard (between the landscaped five feet and the structure) may be used for driveways, parking, or other paved areas. Except where a larger yard is required to meet buffer yard standards as set forth in Section 404, then the minimum yard size must meet buffer yard standards.

- C. Rear yards where NOT abutting an agricultural or residential district or residential use: twenty (20) feet; the first five (5) feet inside this rear yard setback (adjacent to the property line) shall be landscaped. The remainder of the rear yard (between the landscaped five feet and the structure) may be used for driveways, parking, or other paved areas. Except where a larger yard is required to meet buffer yard standards as set forth in Section 404, then the minimum yard size must meet buffer yard standards.
- D. Side yards and rear yards where abutting an agricultural residential district or residential use: 30 feet, which shall meet all minimum buffer yard standards set forth in Section 404. All side or rear yards shall be landscaped open area with no encroachments permitted including driveways, parking lots, or other paved areas.

2803.05 Minimum Space between Separate (Detached) Buildings on the Same Lot: 30 feet. No more than two-thirds (2/3) of the space between such buildings shall be paved; the remaining area shall be landscaped.

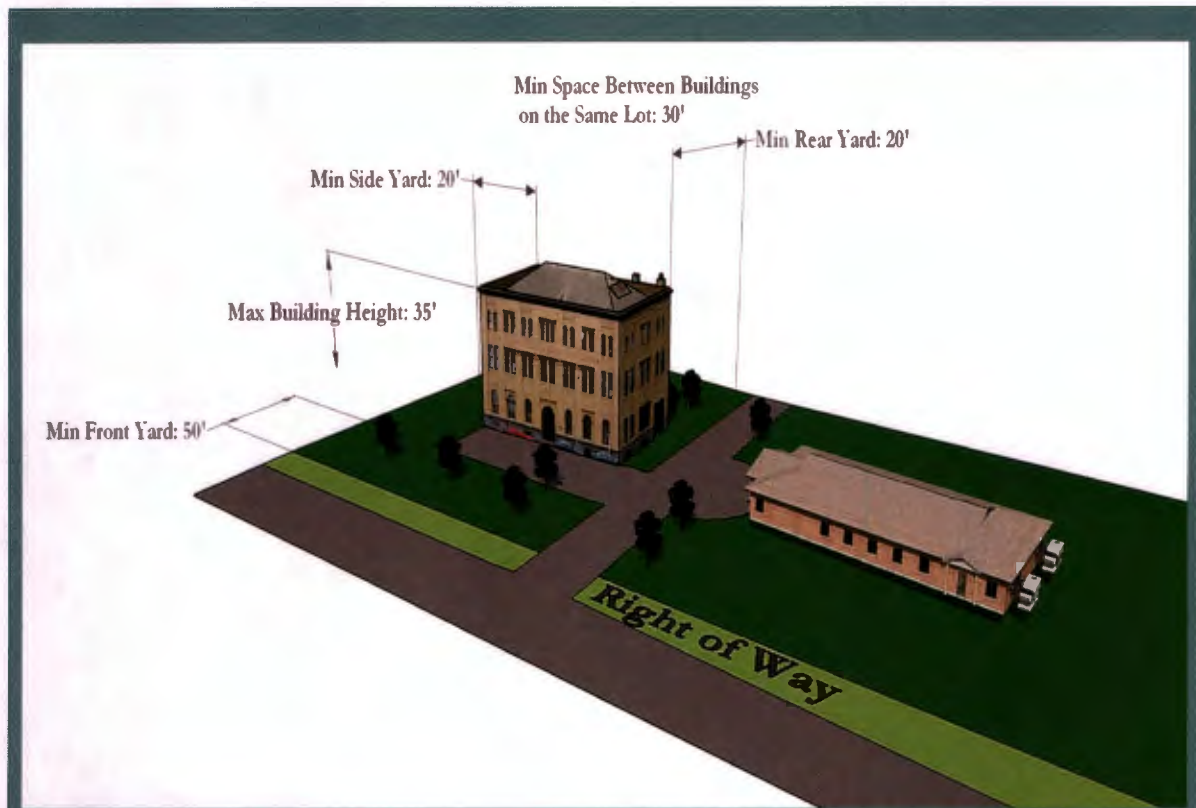
2803.06 Dimensional Requirements for Solar Projects: Setback requirements for solar projects are as follows:

- A. Three hundred (300) feet from all dwelling units.
- B. One hundred (100) feet from all public right-of-way frontages.
- C. One hundred (100) feet from all property boundaries.

SECTION 2804 – SITE PLAN REQUIRED

The developer of any use in an I-2 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Special Use District (S-1) Quick Reference Guide



Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Large Scale Educational Institutions*		Maximum Building Height:	35 feet
Comprehensive Retirement Facilities*		Minimum Lot Area:	Site Plan Review
All Airports	State Parks	Minimum Lot Width:	None
National Forest Lands		Minimum Yards:	
		Front Yard:	50 feet*
		Side Yard:	20 feet**
		Rear Yard:	20 feet**
		Buffer and Screening Requirements:	
Select Conditional Use:		Abutting Use Districts: All Agricultural and Residential Districts	
Public/Quasi Public Facilities and Utilities		Min Width: 20 ft	Min Height: 6 ft
Surface Mining			

* Exceptions Listed, See Full Text

** Except where a larger yard is required to meet buffer yard standards as set forth in Section 404.

ARTICLE XXIX: SPECIAL USE DISTRICT (S-1)

SECTION 2900 – PURPOSE OF THIS DISTRICT

The purpose of this district is to provide areas for the development of special uses, which, because of their size, institutional nature and/or unique characteristics, do not fit compatibly into other zoning districts of the County. The uses permitted in S-1 districts do not include "public/quasi-public facilities and utilities" as those are defined by this Ordinance.

SECTION 2901 – LAND USES PERMITTED

- A. Educational institutions, including large-scale (with campuses generally encompassing 50 acres or more) colleges and universities, religious seminaries, and technical and vocational training facilities. Uses permitted in such S-1 districts include administrative buildings/offices; educational facilities such as classrooms, libraries, laboratories, and gymnasiums; stadiums, auditoriums and coliseums; student or faculty housing; dining or food service facilities; recreational facilities such as golf courses, tennis courts, swimming pools, and similar uses; chapels and places of worship; commercial-type facilities such as bookstores, laundries, hair styling shops and similar enterprises primarily intended for the benefit of students and staff; parking lots intended primarily for staff and students of the institution; and other uses commonly associated with educational institutions. Small-scale educational uses (generally, with campuses encompassing less than 50 acres), including elementary schools and secondary schools, are not included as special uses under this article, but are regulated as public/quasi-public uses under Section 402.
- B. Comprehensive elderly retirement facilities, including only those facilities which shall provide for the use of their residents the following:
 - 1. residential units of varying size (i.e., number of bedrooms, different square footage depending upon the needs of the individual residents);
 - 2. common dining facilities and some or all meals;
 - 3. housekeeping and linen service, available if desired by the residents;
 - 4. laundry services, available if desired by the residents;
 - 5. commercial facilities intended primarily for the benefit of staff and
 - 6. residents of the retirement facility, including such facilities as a beauty salon or barber shop, bookstores, and convenience-type commercial uses on site;
 - 7. local transportation provided directly by the facility (i.e., not contracted through taxicabs, etc.) for outings for residents;

8. recreational facilities intended primarily for the benefit of staff and residents, such as a library, meeting/game room, spa or swimming pool, etc.; and
 9. security features, such as emergency pull cords in each residential unit;
 10. on-site health care services and/ or facilities; and
 11. dwelling units for resident managers; Hospitals which are not a part of a retirement facility are not included as special uses under this article, but are regulated as public/quasi-public uses under Section 402. Furthermore, retirement facilities do not include nursing homes as defined by this Ordinance; nursing homes are regulated as public/quasi-public uses under Section 402.
- C. All airports.
- D. State parks.
- E. All National Forest lands.
- F. Any other use which the Board of Supervisors determine to be of the same character and nature as those specifically permitted above.

SECTION 2902 – CONDITIONAL USES AND STRUCTURES

- A. Public and quasi-public facilities and utilities may be allowed in these districts in compliance with Section 402 of this Ordinance and subject to any limitations and restrictions deemed necessary by the Board of Supervisors.
- B. Extraction of minerals, including sand and gravel, provided that when “open-pit” operations are conducted, the operator must obtain required permits and approvals from other governmental entities and provide Rankin County Board of Supervisors with written proof of the same. Mining operations may be approved through administrative review by the Department of Community Development. The Department of Community Development shall have review and approval authority. The Department of Community Development may defer review and approval to the Planning Commission.
- C. Any other use which the Board of Supervisors determine meets the standards outlined under Section 705.01.

SECTION 2903 – DIMENSIONAL REQUIREMENTS

2903.01 Maximum Height: 35 feet, unless greater height is approved by the Board of Supervisors.

2903.02 Minimum Lot Area: Minimum lot area shall be determined based upon the required Site Plan Review (see Section 2904).

2903.03 Minimum Lot Width: Not regulated.

2903.06 Minimum Yards:

- A. Front yard: 50 feet from the front of any proposed building to the right-of-way of any public (i.e., dedicated) street or highway; or 20 feet from the front of any proposed building to the curb or pavement line of any existing or proposed private street (i.e., circulation driveway) on the property of the S-1 use.
- B. Side yards and rear yards where NOT abutting an agricultural or residential district or an existing single-family detached residential use: 20 feet from any property line to any building; the first five (5) feet inside this side or rear yard setback adjacent to the property shall be landscaped in accordance with the standards adopted by the County. Except where a larger yard is required to meet buffer yard standards as set forth in Section 404, then the minimum yard size must meet buffer yard standards.
- C. Side yards and rear yards where abutting ANY single family residential district or existing single-family detached residential use: 20 feet from any property line to any building, which shall meet all minimum buffer yard standards set forth in Section 404.

2903.04 Maximum Buildable Area: Except for required minimum yards, off-street parking and loading requirements, and required distances between buildings, permitted uses may occupy as much of the site in an "S-1" district as is necessary to conduct the permitted activity.

2903.05 Minimum Space between Separate (Detached) Buildings on the Same Lot: 30 feet. No more than two-thirds (2/3%) of the space between such buildings shall be paved; the remaining area shall be landscaped in accordance with the standards adopted by the County.

SECTION 2904 – SITE PLAN REQUIRED

The developer of any use in an S-1 district shall submit a site plan to the Board of Supervisors in accordance with Sections 707 through 710 of this Ordinance. Dimensional requirements for the proposed conditional use shall be established based upon site plan review.

Reservoir Community District (RCD) Quick Reference Guide

*Typical Lot and Site Pattern is Dependent on
Underlying Zoning*

Example of Land Uses Permitted Outright:		Dimensional Requirements:	
Uses Allowed by Underlying District		Maximum Building Height:	Per Underlying Zoning
Uses Permitted by PRVWSD Lease		Minimum Lot Area:	
		Minimum Floor Area:	
		Minimum Lot Width:	
Select Conditional Use:		Minimum Yards:	
Conditional Uses Allowed by Underlying Zoning		Front Yard:	
		Side Yard:	
		Rear Yard:	
Uses Not Permitted:		Buffer and Screening Requirements:	
Pawn Shops	Tattoo Parlors	Abutting Use Districts: Per Underlying Zoning	
Title Loan and Check Cashing			
Primary Business as Purchasing Metals		Min Width:	Min Height:

ARTICLE XXX: RESERVOIR COMMUNITY DISTRICT (RCD)

SECTION 3000 – PURPOSE OF THIS DISTRICT

The Reservoir Community District (RCD) is hereby created to preserve the integrity of the Reservoir area of Rankin County. The area adjacent to and near the Ross Barnett Reservoir includes commercial, recreational and residential properties. This zoning district is designed to achieve the following goals:

- A. Protect property values;
- B. Insure the harmonious, orderly, and efficient growth and development of the District;
- C. Strengthen civic pride and cultural stability through neighborhood conservation;
- D. Strengthen the economy of the District through the continued use, preservation, and revitalization of its commercial areas;
- E. Protect and enhance the District's attractions to tourists and visitors and the support and stimulus to business and industry thereby provided.

SECTION 3001 – RESERVOIR COMMUNITY DISTRICT IS A SUPERIMPOSED DISTRICT

The Reservoir Community District is a superimposed designation on a conventionally zoned district, thereby providing a broader latitude of design to achieve the purposes stated under Section 3000. As a superimposed designation, the Reservoir Community District is subject to the requirements of the underlying zoning, unless specifically addressed in Article XXX.

SECTION 3002 – LAND USES PERMITTED

Uses permitted in the Reservoir Community District are subject to the underlying zoning, unless specifically addressed in Article XXX. (Uses permitted are also subject to State of Mississippi leases.) Accessory buildings must be approved by HOA (if applicable) prior to County review.

SECTION 3003 – CONDITIONAL USES AND STRUCTURES

Conditional uses in the Reservoir Community District are subject to the underlying zoning, unless specifically addressed in Article XXX. (Uses permitted are also subject to State of Mississippi leases.)

SECTION 3004 – LAND USES NOT PERMITTED

- A. Pawn Shops
- B. Tattoo Parlors
- C. Title loan and check cashing establishments
- D. Businesses purchasing gold or other precious metals as a primary business

SECTION 3005 – DIMENSIONAL REQUIREMENTS

Dimensional requirements in the Reservoir Community District are subject to the underlying zoning, unless specifically addressed in Article XXX. (Uses permitted are also subject to State of Mississippi Leases.)

SECTION 3006 – SITE PLAN REQUIRED

Site plan requirements in the Reservoir Community District are subject to the underlying zoning, unless specifically addressed in Article XXX. (Uses permitted are also subject to State of Mississippi Leases.)

SECTION 3007 – PARKING

3007.01 Prohibited Parking or Storage of Vehicles in Front and Side Yards: No vehicle, motor home, transient trailer, boat or trailer shall be parked or stored in any front yard or side yard within any platted residential subdivision (excluding The Vineyards and all parts of Barnett Bend except Bend III, IIIA and Barnett Bend North Parts I, II, and III), except within a paved garage, paved carport, paved apron or paved driveway. Driveway cannot cover more than 50% of the front yard and a driveway must be paved with flagstone, brick, asphalt, or concrete.

3007.02 Prohibited Parking or Storage of Vehicles in Public Street or Right-of-Way: Parking and/or storage of any vehicle, motor home, transient trailer, boat or trailer on a public street or public right-of-way is prohibited within any platted subdivision (excluding The Vineyards and all parts of Barnett Bend except Bend III, IIIA and Barnett Bend North Parts I, II, and III), or other districts where NO PARKING signs have been installed. EXCEPTION: Parking for isolated, non-recurring gatherings, parties, or visitors will be permitted.

3007.03 Overnight Parking: It shall be unlawful to leave parked overnight in any platted subdivision any commercial class of vehicle with more than six wheels, except for a period not to exceed time the truck is required in the conduct of work on the premises.

3007.04 All-Terrain Vehicles: All-terrain vehicles (ATV) shall be parked or stored within a garage or open carport or in side or back yards if enclosed by solid fencing in a manner that prevents direct visibility from the street or neighboring property.

SECTION 3008 – ACCESSORY STRUCTURES

3008.01 Prohibition in Front or Side Yards: Accessory Buildings or uses are PROHIBITED in the front yard and side yard in any platted subdivision of this district. EXCEPTION: Private garages as defined in Section 201.

3008.02 Allowed in Rear Yard: Accessory buildings or uses may be placed in the required rear yard of any main building or use in any platted subdivision, provided that the accessory building or use is at least five (5) feet from the rear and side property lines.

3008.03 Yard Coverage: Accessory buildings shall not cover more than ten percent (10%) of the rear yard in platted subdivisions.

3008.04 Height: Accessory buildings shall not exceed a height of twelve (12) feet, (exception: private garages, as defined in Section 201, shall not exceed a height of twenty (20) feet, unless a greater height is approved by the Board of Supervisors.

3008.05 Exterior and Materials: Exterior and materials of the accessory buildings or uses shall be constructed of same exterior material and color as the primary structure, unless accessory building is screened by solid fencing as not to be visible from the street or any sides.

3008.06 Building Permits: A building permit is required on all accessory buildings.

SECTION 3009 – SIGN REGULATIONS FOR RESERVOIR COMMUNITY DISTRICT

The term “sign” shall further mean and include every device, frame, letter, figure, character, mark, point, design, picture, trademark or reading matter, which is used or intended to be used to attract attention or convey information when the same is placed out of doors in view of the general public. The “sign” shall also include any sign that shall be painted, printed, or otherwise affixed or placed on the wall or roof of any building, fence or other structure.

3009.01 Allowable Exterior Signs and Maximum Area and Height for Signs in underlying Commercial Zones:

A. Ground-mounted signs:

1. No ground-mounted sign shall exceed a height of eight (8) feet above the surrounding grade (not including 6" curb) and shall not exceed an area of 40 square feet.
2. One ground mounted sign shall be allowed per project, except where the project fronts on two or more streets.
3. A set back of 20 feet from the face of curb or edge of the pavement is required for all ground mounted signs.

4. The following restrictions shall apply to changing of changeable copy signs (manual or automatic):
 - a) Permitted in commercial, industrial district, and public/quasi-public and civic locations only.
 - b) Must be counted as part of the total allowable square footage of sign.
 - c) Cannot exceed thirty-three (33) percent of total allowable sign footage and must be located in lower half of sign.
 - d) Changing and Changeable copy signs cannot stand alone.
5. The pole or supporting mast or frames shall be concealed by masonry or other material approved by the Director of Building and Permits.
6. The base of all ground-mounted signs shall be fully landscaped with planters and/or shrubbery in all directions, not less than the dimensional width of the sign.

B. Wall Mounted Signs:

1. A sign at the wall of a building with the face parallel to and within 12 inches of the plane of building wall.
2. Establishments may have a wall mounted sign not to exceed 1.5 square feet per one (1) foot of linear feet of street frontage with the maximum allowed not to exceed one-hundred and fifty (150) square feet.
3. Establishments with more than 10,000 square feet of dedicated (leased or owned) space, regardless of distance to street, may have multiple signs but the total square footage of all signage shall not exceed two hundred (200) square feet.

C. Billboard:

1. Billboards are prohibited in ALL zoning districts except C-3 as a conditional use.
2. Billboards shall be a minimum of 1.5 miles in distance from other billboards that are located on the same side of the road.
3. Billboards shall be setback 40 feet from the front property line and the side setback is 20 feet.
4. No billboard sign shall exceed a height of thirty-five (35) feet above the surrounding grade (not including 6" curb) and shall not exceed an area of two-hundred and fifty (250) square feet. Double faced signs are allowed. The total of both sides shall not exceed 500 square feet.

5. The pole or supporting mast or frames shall be concealed by masonry or other material approved by the Director of Building and Permits.
6. The base of all ground-mounted signs shall be fully landscaped with planters and/or shrubbery in all directions, not less than the dimensional width of the sign.
7. For the purposes of the Reservoir Community District these sign regulations supersede and replace the Ordinance Regulating Outdoor Billboard Signs adopted by the Board of Supervisors on March 15, 2001.

3009.02 Signs in Underlying Residential Zones:

- A. Allowable Signs: One sign shall be allowed at each subdivision entrance.
 1. A ground mounted sign is acceptable.
 2. A wall mounted sign which is one integral surface mounted unit is acceptable.
- B. Size: The area of one face of the sign portion of the entrance sign shall not exceed seventy (70) square feet. In no case shall total sign area exceed seventy (70) square feet per side if double faced.
- C. Location: Signs shall be set back a minimum of twenty (20') feet from the face of curb or edge of the pavement of any arterial street. In some instances a setback of more than twenty (20') feet may be required by the Board of Supervisors for safety reasons.

3009.03 Illumination: Illuminated signs shall adhere to the following provisions and restrictions in addition to those stated in the sign regulations by zoning district.

- A. The light for or from any illuminated sign shall be so shaded, shielded, or directed that intensity will not be objectionable to surrounding areas, as determined by the Director of Building and permits.
- B. No sign shall have blinking, flashing, fluttering lights, or other illuminating device which has a changing light intensity, brightness or color.
- C. No colored lights shall be used at any location in any manner so as to be confused with or construed as traffic control devices.
- D. Neither the direct nor reflected light from primary light sources shall create a traffic hazard to operators of motor vehicles on public thoroughfares.
- E. Exposed light bulbs shall not be used on the exterior surface of any sign, With the exception to billboards signs which may be externally illuminated or approved by the Director of Building and Permits.

3009.04 Temporary Signs:

- A. Rigid Temporary Signs are permitted in all zoning districts in accordance with the following limitations:
 - 1. For individual lots, buildings or tenant space less than one acre: One sign per street frontage per event, activity, candidate, etc. which shall not exceed eight (8) square feet of surface area and six (6) feet in height.
 - 2. For individual lots of less than five acres but more than one acre: One sign per street frontage per event, activity, candidate, etc. which shall not exceed thirty-two (32) square feet in sign area and eight (8) feet in sign height.
 - 3. For individual lots of less than ten acres but more than 5 acres: One sign per street frontage per event, activity, candidate, etc. which shall not exceed sixty-four (64) square feet in sign area and eight (8) feet in sign height.
 - 4. For individual lots or parcels of more than ten acres: One sign per street frontage per event, activity, candidate, etc. which shall not exceed one hundred (100) square feet of sign area and eight (8) feet in sign height.
 - 5. All rigid temporary signs shall be removed within ten (10) days of the event occurring.
 - 6. No temporary sign shall be placed within the public right-of-way or on public or private property without owner approval.
- B. Up to two (2) canvas Signs, banners, advertising flags, pennants, streamers, garlands and similar devices are permitted only for the first thirty (30) days after the initial opening of a new establishment, after new occupancy or after a change of the proprietor.
- C. Canvas Signs, banners, advertising flags, pennants, streamers, garland and similar devices may also be allowed for a maximum of thirty (30) days prior to non-profit events as long as the primary reason for the banner is to advertise the non-profit event.
- D. Exceptions: The provisions of this Ordinance shall not apply to the following, and are therefore excepted:
 - 1. Flags, pennants or insignia of any nation, state, county, city or other political unit, or any church or religious organization;
 - 2. Temporary decorations or displays celebrating the occasion of holidays or events;
 - 3. Temporary Signs for events of a general civic or public benefit;

3009.05 Prohibited Signs:

- A. Animated signs: Any sign, which includes action or motion.

- B. **Billboard** (prohibited in all zoning districts except C-3 as a conditional use): An on- or off-premise board, panel or tablet used for the display of posters, printed or painted matter, either illuminated or nonilluminated, that directs attention to goods, merchandise, entertainment or services offered. **Petition:** The owner of any existing billboard may voluntarily petition the District to allow the relocation or modification of an existing billboard. Approval of any such Petition shall be conditioned on an overall net reduction in the number of billboards within the District by voluntary removal. The approval of the District is discretionary. At a minimum, the Petition shall set out the following:
1. A description of any modification to an existing sign.
 2. The existing and proposed locations of a relocated sign.
 3. The location of any signs proposed to be removed from within the District.
 4. An acknowledgement that the request is voluntary and that to the extent that compensation is waived.
 5. The time required to remove any existing signs.
 6. Other information as may be requested by the Director of Building and Permits.
- C. **Canopy Sign:** A sign hanging beneath the canopy.
- D. **Roof Top Mounted Sign**
- E. **Flashing Sign:** Any sign which contains an intermittent or flashing light by means of animation, or an externally mounted intermittent light source.
- F. **Marquee Sign:** A wall sign mounted on a permanent roof-like projection over the entry to an establishment.
- G. **Signs painted, printed, or otherwise affixed or placed on boats or other floating devices in waters of District.**
- H. **Trailer Signs:** Trailer signs, temporary or portable, with or without wheels, are prohibited within the District. Any existing trailer sign located within the District limits is a nonconforming sign and subject to provisions for nonconforming uses.
- I. **No sign or advertising device shall be erected on, be placed on, projected, or overhang any public right-of-way, walkway, street, alley or easement.**
- J. **The tacking, painting, posting, or affixing of signs, posters, or advertising devices of any kind on trees, fences, rocks, utility poles, and other such structures.**

3009.06 Signs Not Requiring a Permit: The following signs shall not require a permit, but shall be subject to the requirements of this Regulation:

- A. **Governmental Signs:** Any sign, including banners as defined by this Regulation, erected by any federal, state, county or city agency, or under authorization or required by any governmental agency, shall not require a permit. Such signs include, but are not limited to traffic regulatory signs, historic markers, identification signs on buildings or other facilities, holiday decorations, "Yard of the Month" signs, and similar signs.
- B. **Sporting events scoreboards advertising and other advertising approved by the sporting event sponsor.**
- C. **Utility company standard markers or warning signs denoting utilities.**
- D. **Traffic Directional/Parking Signs and Delivery Signs:** Signs providing traffic directions, parking directions, and delivery signs shall not require a permit. Such signs may either be wall-mounted or ground-mounted and they may be indirectly illuminated, but they shall not exceed four (4) square feet in area and not exceed three (3) feet in height. These signs may be erected in addition to other signs permitted by these regulations and not included in calculating the maximum allowable aggregate sign area. Each lot cannot exceed three (3) incidental signs and cannot exceed an aggregate twelve (12) square feet.
- E. **"Private Parking" Signs:** Signs warning the public that a parking lot or parking garage is intended for use only by employees or other persons associated with a business or organization shall not require a permit. Such signs may either be wall-mounted or ground-mounted and they may be directly or indirectly illuminated, but they shall not exceed four (4) square feet in area. These signs may be erected in addition to other signs permitted by regulations and not included in calculating the maximum allowable aggregate sign area. Each lot cannot exceed three (3) incidental sign and cannot exceed twelve (12) square feet.
- F. **Flags or emblems of the United States, the State of Mississippi or Their political subdivisions:** Flags shall not exceed sixty (60) square feet in area and shall not be flown from a pole the top of which is more than forty (40) feet in height. These flags must be flown in accordance with protocol established by the congress of the United States for the Stars and Stripes. Any flag not meeting one or more of these conditions shall be considered a banner sign and shall be subject to regulation as such.
- G. **Decals, names, address, hours of operation, credit information, etc. attached to doors or windows:** These signs must comply with the maximum 20% aggregate area allowable for window signs.
- H. **Corporate flags:** corporate flags shall not require permits, but shall be subject to approval by the Director of Buildings and Permits.

Flood Preservation Overlay District (FP) Quick Reference Guide

*Typical Lot and Site Pattern is Dependent on
Underlying Zoning*

Example of Land Uses Permitted Outright:	Dimensional Requirements:	
None	Maximum Building Height:	Per Underlying Zoning
	Minimum Lot Area:	
	Minimum Floor Area:	
	Minimum Lot Width:	
Select Conditional Use:	Minimum Yards:	
Uses Permitted Outright and Conditional Uses Allowed by Underlying Zoning	Front Yard:	
Ground Disturbance	Side Yard:	
	Rear Yard:	
Prohibited Uses:	Buffer and Screening Requirements:	
All Development in Designated Floodway.	Abutting Use Districts: Per Underlying Zoning	
	Min Width:	Min Height:

ARTICLE XXXI: FLOOD PRESERVATION OVERLAY DISTRICT (FP)

SECTION 3100 – PURPOSE OF THIS DISTRICT

The purpose of this overlay district is to permit compatible uses in areas subject to periodic flooding and to protect these areas from other types of development except where adequate assurance is given that the development will be protected from flooding. Furthermore, this Overlay is intended to ensure a reasonable balance being struck whereby proposed development is encouraged while requiring management of their storm water in such a way as to protect the public health, safety and general welfare of the inhabitants of the area; protecting also downstream property owners and the public-at-large from excessive rate, volume and undesirable quality of storm water run-off. The Overlay District boundaries shall be determined by the 100-year flood area as delineated on the latest revised editions of the Federal Emergency Management Agency (FEMA) Flood Hazard Boundary Maps and Flood Insurance Rate Maps (FIRM) for the County and as shown on the Rankin County Zoning Map. All structures constructed in this designated area must follow federal, state, and local regulations regarding allowed development in the area including the Rankin County Flood Damage Prevention Ordinance. Any structures which are approved to be constructed in this designated area will be required to have a finished floor elevation twenty-four (24) inches above the abase flood elevation. All applications for development, including single family residential, in these flood prone areas shall be submitted in sufficient detail to determine compliance with the regulations of FEMA, U.S. Army Corps of Engineers, and this Ordinance. All applications shall be approved by the County Engineer and the Floodplain Administrator.

A more detailed survey of the property may be conducted by a certified engineer in order to determine if the subject property is actually at an elevation different from the base flood elevation. If the subject property is determined to be outside of the 100-year floodplain, a letter of map revision may be filed with FEMA. Once the letter of map revision has been approved and the FIRM maps revised, the Flood Preservation overlay district designation shall be removed from the subject area.

SECTION 3101 – RESERVOIR COMMUNITY DISTRICT IS A SUPERIMPOSED DISTRICT

The Reservoir Community District is a superimposed designation on a conventionally zoned district, thereby providing a broader latitude of protection to achieve the purposes stated under Section 3100. As a superimposed designation, the Flood Preservation Overlay District is subject to the requirements of the underlying zoning, unless specifically addressed in Article XXXI.

SECTION 3102 – PROHIBITIONS ON DEVELOPMENT

No development is permitted within the designated Floodway. Any development permitted within the designated Special Flood Hazard Area (SFHA) must have a setback of one hundred (100) feet of the Floodway.

SECTION 3103 – LAND USES PERMITTED

No land use is permitted outright. See Conditional Uses.

SECTION 3104 – CONDITIONAL USES AND STRUCTURES

The land uses which may be permitted by conditional use in the Flood Preservation overlay district are those which may also be permitted outright or by conditional use in the underlying zoning district.

Any ground disturbance as defined by this ordinance shall be considered a conditional use.

SECTION 3105 – DIMENSIONAL REQUIREMENTS

Dimensional requirements in the Reservoir Community District are subject to the underlying zoning, unless specifically addressed in Article XXXI.

3105.01 Maximum Building Height: 35 feet, unless greater height is approved by the Board of Supervisors.

3105.02 Minimum Lot Area: Three (3) acres.

3105.03 Minimum Lot Width: 100 feet.

3105.04 Minimum Yards:

- A. Front yard: 30 feet.
- B. Side yards: 10 feet.
- C. Rear yards: 25 feet.

SECTION 3106 – SITE PLAN REQUIRED

Any construction or development activity shall submit a site plan to the Board of Supervisors in accordance with this Ordinance.

RANKIN COUNTY ADOPTED ZONING MAP



A-1 (Agricultural General)	M-HP (Manufactured Home Park District)
A-2 (Agricultural Intensive)	M-HS (Manufactured Home Subdivision District)
RS-1 (Residential Single-Family)	R-PD (Residential Planned Development District)
RS-1A (Residential Single-Family Attached)	P-1 (Restricted Commercial District)
R-1 (Low Density Residential)	C-2 (General Commercial District)
R-1B (Medium Density Residential District)	C-3 (Major Thoroughfare Commercial District)
R-1C (High Density Residential District)	C-4 (Adult Entertainment District)
R-1D (Planned Home Residential)	I-1 (Limited Industrial District)
R-2 (Townhouse Residential)	I-2 (Heavy Industrial District)
R-3 (High Density Residential District)	S-1 (Special Use District)
	PUD (Planned Use Development)

This is to certify that this Official Zoning Map replaces the Official Zoning Map adopted as part of the Zoning Ordinance of Rankin County, Mississippi, on March 4, 2024.

President, Rankin County Board of Supervisors

Chancery Clerk

This map is accurate as of: April 29, 2024.



EXHIBIT

3



04/29/2025 23:04



6.A.b

Attachment: Emma Boone Conditional Use Permit 935 Highway 469 North - Preliminary Documentation submitted during the public hearing



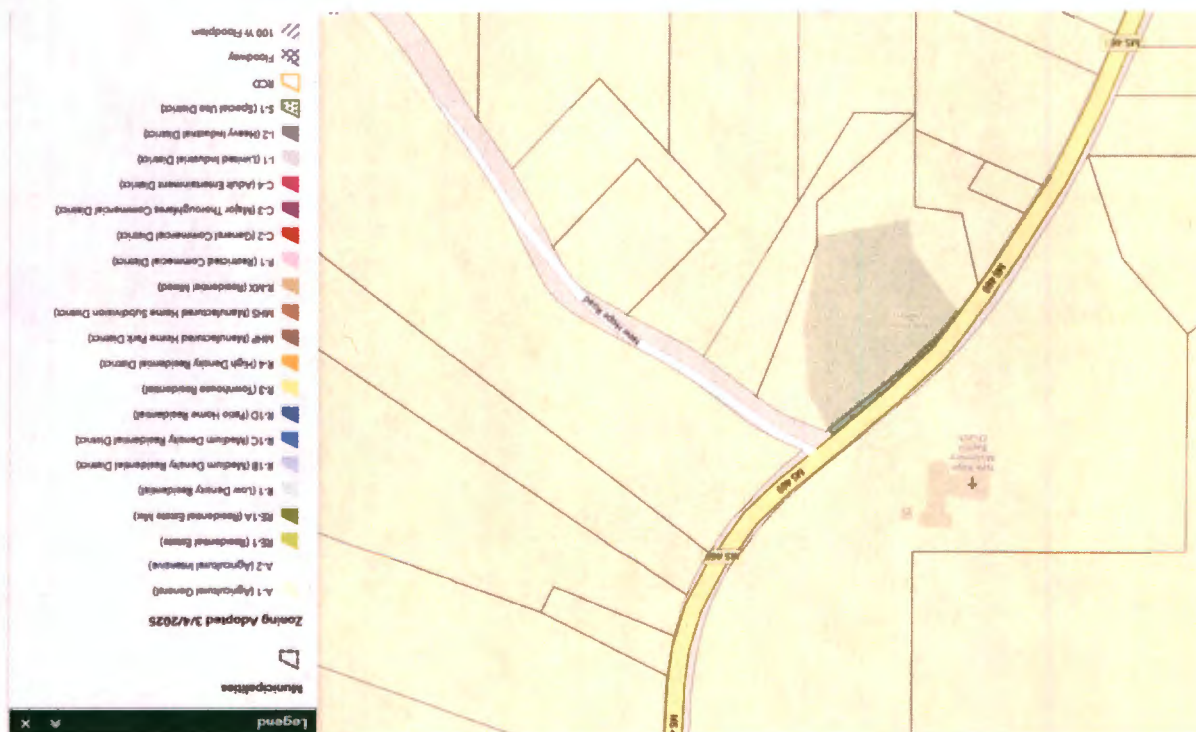












ZONING MAP OF PROPERTY

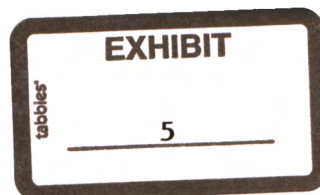
**BOARD AGENDA
WORK SESSION**

July 31, 2025

I. CRAIG SLAY, BOARD ATTORNEY

Public Hearings:

1. Public Hearing for Emma Boone Conditional Use Permit, 935 Hwy 469 N. (District 1)
2. Action on Emma Boone



AFFIDAVIT

PROOF OF PUBLICATION

RANKIN COUNTY NEWS • P.O. BOX 107 • BRANDON, MS 39043

STATE OF MISSISSIPPI
COUNTY OF RANKIN

THIS 16TH DAY OF JULY, 2025, personally came Marcus Bowers, publisher of the Rankin County News, a

weekly newspaper printed and published in the City of Brandon, In the County of Rankin and State aforesaid, before me the undersigned officer in and for said County and State, who being duly sworn, deposes and says that said newspaper has been published for more than 12 months prior to the first publication of the attached notice and is qualified under Chapter 13-3-31, Laws of Mississippi, 1936, and laws supplementary and amendatory thereto, and that a certain

**NOTICE OF ZONING HEARING
EMMA BOONE**

NOTICE IS HEREBY GIVEN TO THOSE PARTIES IN INTEREST THAT THERE WILL BE A HEARING ON JULY 31, 2025, AT 9:00 A.M., AT THE RANKIN COUNTY ANNEX BUILDING, 211 EAST GOVERNMENT STREET, BRANDON, MISSISSIPPI, FOR THE PURPOSE OF DETERMINING WHETHER OR NOT A CONDITIONAL USE PERMIT SHALL BE GRANTED TO THE OWNERS OF THE FOLLOWING DESCRIBED PROPERTY LOCATED IN RANKIN COUNTY, MISSISSIPPI:

16.69 acres in the NE 1/4 of Section 15, T4N, R2E, Church & Cemetery property, Rankin County, Mississippi and being located at 935 Hwy 469 N., Pearl, MS 39208.

APPROVED:

Mark Scarborough
by Jessica Flood, D.C.

Chancery Clerk

July 14, 2025

Date

July 16, 2025

#986

NOTICE OF ZONING HEARING

EMMA BOONE

a copy of which is hereto attached, was published in said newspaper One (1) week, as follows, to-wit:

Vol 178 No. 02 on the 16th day of July, 2025

Marcus Bowers

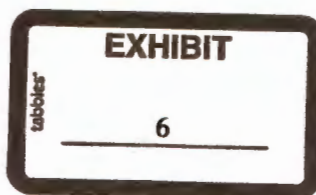
MARCUS BOWERS, Publisher

Sworn to and subscribed before me by the aforementioned
Marcus Bowers this 16th day of July, 2025

Frances Conger Notary Public
FRANCES CONGER
My Commission Expires: January 25, 2026

PRINTER'S FEE: (12 cents per word for first insertion and 10 cents per word for each subsequent insertion)

114 words at .12 each.....	\$13.68
Proof of Publication	NC
TOTAL	\$13.68





EMMA BOONE

CONDITIONAL USE PERMIT
935 HWY 469 N

EXHIBIT

7





















William Drinkwater

From: William Drinkwater
Sent: Tuesday, June 17, 2025 12:12 PM
To: 'Hall Law Group'; Trey Jones
Subject: RE: Boone- call my cell 691 497-3400

John,

On June 16, the Rankin County Board of Supervisors voted to rescind its denial of Ms. Boone's conditional use application and to set the application for public hearing on July 31 at 9:00 a.m. Ms. Boone is free to amend/supplement her application if she would like. Given the question of authority from the church, we would encourage her to do so by submitting documentation reflecting appropriate authorized signatures and any documentation which demonstrates the church's authorization for her application and use of the property for the uses stated in the application (including but not limited to church by-laws, evidence of a vote, etc.). If she amends/supplements her application, she needs to do so by no later than July 1 at 4:00 p.m. We would appreciate it if you would send us a copy of the documents demonstrating church authorization as soon as practicable.

A link to the video of the Board meeting is below. The relevant discussion begins at 1:33.

https://www.youtube.com/watch?v=Hs4q8_1lb0w

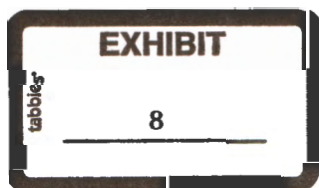
The Board's rescission of its prior vote renders the current appeal moot. Please let us know if you will agree to dismiss the appeal without prejudice or if we need to file a motion. Alternatively, please let us know if you are willing to submit an agreed order staying the current appeal until after the July 31 hearing.

From: Hall Law Group [mailto:jhall@halllawgrp.com]
Sent: Wednesday, June 4, 2025 3:53 PM
To: Trey Jones <TJones@brunini.com>; William Drinkwater <WDrinkwater@brunini.com>
Subject: Boone- call my cell 691 497-3400

[External Email Message]



John C. Hall, II, Esq.
The Hall Law Group, PLLC
 263 E. Pearl St.
 Jackson, MS 39201
 Ph: [601.398.2089](tel:601.398.2089)
 Fax: [601.812.6266](tel:601.812.6266)



William Drinkwater

From: John HALL <jhall@halllawgrp.com>
Sent: Tuesday, July 1, 2025 3:59 PM
To: William Drinkwater; Trey Jones
Subject: Boone v. Rankin Bd of Supervisors 1 of 2
Attachments: 2.23.25 Meeting Minutes.pdf; Church Minutes 6.2.25.pdf; Church Directory.doc; Board_Agenda_-_Monday__June_2__2025.pdf

[External Email Message]

Counsel, I have attached several documents that prove the intention of the Church and its membership. Call me if you have questions.

We also need to discuss how the Board's Resolution does not reflect what actually happened in the meeting.



John C. Hall, II, Esq.
Owner
The Hall Law Group, PLLC
263 E. Pearl St.
Jackson, MS 39201
Ph. 601 398-2089
Fax. 601 812-6266

Sunday
meeting 2-23-2025

Mr. Crawford is over the Headstart

Deacons, Trustees and Pastor

Headstart was paying 800.00 a month ^{they were} operating on a grant
Emma Dr. Boone bought the Headstart
has some black mold in there
need some repairs

Grace ^{Renewal} 500.00 increase a
800.00 until she reach 800.00

Will she have to pay taxes on
a non profit business?
we will have to look into it
we leasing the land so the church
will be responsible.

We will find out how much taxes
are & that will be additional for
her.

Suggest come in ^{dollars} 0 start in 6 mos
\$600.00 a mo

6 mos * 0 come in at 500.00 ^{per mo}
for 6 mos \$100.00, until she can
start in August paying 500.00

Minutes

Attendees: Broadus, Whitehead

Time: 6:00pm

Johnson, Glen, Blingsley, ~~Tr~~ Milroy

Meeting: Portable Trailers

Date 6/2/2025

For Summer Camp

Deacons and Trustees discussed

that, Dr. Boone will be able to use

the trailers for a summer camp for

the children and use of the parking lot.

Camp to start Monday 9th 2025

Per. Doc Boone, on a call from Brother

~~Del. Whitehead~~

Johnson

Ligeia Broadus

Glen Johnson

Whitehead

Melroy Curran

Jimmy Billingsley



**NEW HOPE CHURCH
MINISTRY DIRECTORY
2021**



New Hope M.B. Church
935 Hwy. 469 North
Pearl, Mississippi 39208
601-939-7398
newhopembpearl@att.net

Pastor Lamar L. Boone
lboone1911@hotmail.com
601-941-5448

New Hope MB Church

This handbook is composed of a list of church officers and church members who have been chosen to serve in leadership and/or supporting roles in ministry at New Hope Missionary Baptist Church under the pastoral leadership of Reverend Lamar L. Boone.

This information is presented to the members of New Hope Missionary Baptist Church as a guide to assist you, the members, in making the proper contacts. It is intended that this resource encourage members and staff to work together to improve the quality of services rendered by the
New Hope Missionary Baptist Church Family.

Pastor Lamar L. Boone

New Hope MB Church Pastoral Ministry

Pastor

Reverend Lamar L. Boone
601-941-5448

Assistant Pastor

Minister James Hampton
601-994-3325

Associate Ministers

Minister Richard (Rick) Smith
601-939-1448

Evangelists

Evangelist Mary Mayes	601-946-2891
Evangelist Meshell Jones	601-720-0223
Evangelist Gloria Billingsley	601-927-7762
Evangelist Nanetta McCrimon	601-421-8399

CHURCH OFFICERS/MINISTRIES

NEW HOPE ADMINISTER STAFF

Pastor, Deacons, Trustees,
Financial Ministry/Budget Ministry

DEACON MINISTRY

Deacon Willie Johnson	Chairman	769-251-9627
Deacon Jimmie Billingsley		
Deacon Fred Carr		
Deacon Billy Terrell	Deacon Melroy Crawford	
Deacon Clyde Lewis	Deacon James McCrimon	
Deacon Leon Lewis		

MOTHERS and DEACONESS MINISTRY

Deaconess Ann Carr	Chairman	601-845-2098
Mothers Theresia Rogers		
Deaconess Barbara Terrell		
Mother Helen Stamps	Deaconess Gloria Billingsley	
Mother Birdia Davis		
Mother Sadie Jones	Deaconess Nanetta McCrimon	
Mother Dessie R. Willridge	Deaconess Demetrus Lewis	
Mother Rozina Jones		

TRUSTEE MINISTRY

Bro. Lee Whitehead	Chairman	601-291-0156
Sis. Vernetta Hampton		
Bro. Calvin Terrell		
Bro. Harry Felder		
Bro. Glen Johnson	Bro. Randy Martin	
Bro. Angelo Broadus	Bro. Dwight Davis	

William Drinkwater

From: John Hall <jhall@halllawgrp.com>
Sent: Tuesday, July 1, 2025 4:03 PM
To: William Drinkwater; Trey Jones
Subject: Boone v. Rankin Co Bd of Supervisors 2 of 2
Attachments: New Hope Bylaws.pdf

[External Email Message]



John C. Hall, II, Esq.
Owner
The Hall Law Group, PLLC
263 E. Pearl St.
Jackson, MS 39201
Ph. 601 398-2089
Fax. 601 812-6266

New Hope Missionary Baptist Church

935 Highway 469 North

Pearl, MS 39208

Constitution and By-Laws

For the more certain preservation and security of the Principles of faith, and the end that this body of believers may be governed in an orderly manner consistent with the accepted tenets of individual church members and the freedom of action of this body of believers in its relation to other churches in the same faith, we do declare and establish this constitution.

Article I. New Hope Missionary Baptist Church

This body of believer shall be known as the New Hope Missionary Baptist Church, located at 935 Highway 469 North, Pearl, Mississippi 39208.

Article II. BAPTIST CHURCH DEFINITION

The New Hope Missionary Baptist Church is a body of believers, immersed on the profession of faith in Christ; united in covenant of worship, instruction, the observance of Christian ordinances, and for such service as the gospel requires; recognizing and accepting Christ as their supreme Lord and Lawgiver, and taking His Word as their only and sufficient rule office and practice in all matters of conscience and religion. Since they are saved by faith in Christ and baptized in His name, they are governed by His law, observing His ordinances and walking in fellowship with Him (*I Cor 1:1; Acts 2:42-43; Philemon 1:27; I Cor 11:2*).

Article III. VISION STATEMENT

With Christ as our head, and the Bible as our guide, we will provide for the needs of the people by worshiping through praise, witnessing the passion, and working with the participation of our children, youth, young adults, adults and seniors, in ministry that demonstrates the relevance of Christianity through contemporary and creative expressions of our faith.

1. OA Campaign for Christ

Evangelism
Discipleship

11. Making Champions for Christ

Building Christians
Building Disciples

111. Changing the World for Christ

Influencing the Community

Article IV. POLICY

1. The New Hope Missionary Baptist Church shall maintain affiliation and cooperation with the Springhill District Association, the General Mississippi Baptist State Convention, Mississippi Baptist State Congress, the National Baptist Congress of Christian Education and the National Baptist Convention, USA.
2. The Church reserves the right to withdraw from affiliation and cooperation with any ecclesiastical body or organization, if it is felt to be in the interest of this Church

Article V. BY-LAWS

Article I. Membership

Section 1. Qualifications

There are only four ways of admitting an individual to membership at New Hope Missionary Baptist Church:

- 1. By letter of transfer from another Bible-teaching church of like faith and practice, or other written statement of good standing from the prior church if the applicant has been baptized by immersion subsequent to a profession of faith.**
- 2. By Christian Experience: already saved/ been baptized.**
- 3. By baptism as a true believer in Christ Jesus as a personal Savior.**
- 4. By Watch care.**

Section 2. Privileges of Membership

- (A) Only members who are physically present at a duly called meeting of the church shall be entitled to vote. There shall be no proxy or absentee voting. The eligible membership of the church has a certain limited areas to exercise vote. Members may not vote to initiate any church action, rather the vote of a member is to confirm and ratify the direction of the church as determined by the pastor and the board of deacons.**
- (B) The congregation functions not as a pure democracy, but as a body under the headship of the Lord Jesus Christ and the direction of the pastor as the under shepherd with the counsel of the deacon ministry. Determinations of the internal affairs of this church are ecclesiastical matters and shall be determined exclusively by the church's own rules and procedures. The pastor shall oversee and/or conduct all aspects of the church. The deacon ministry shall give counsel and assistance to the pastor as requested by him.**
- (C) A member may not under any circumstance inspect or copy any record relating to individual contributions to the church, the list of names and**

addresses of the church members, or the accounting books and financial records of the church without "probable cause". If access is granted by secretary, clerk, office manager, there must be a written statement presented to the pastor stating reasonings behind the request. A member must be in good standings with the church in attendance, conduct, and financial. If access is granted, at least five business days before the following monthly report is issued.

Section 3. Transfer of Membership

Members not under the disciplinary process may request that letters of transfer be sent to another church.

Section 4. Termination of Membership

- (A) The membership of any individual member shall automatically terminate without notice if the member in question has not attended a regular worship service of the church in the preceding 90 days. Excluded from this termination provision such persons as college student, job, military personnel, shut ins, missionaries, evangelists or others who are legitimately unable to regularly attend services.
- (B) No member of the church may hold membership in another church. The membership of any individual member shall automatically terminate without notice if the member unites in membership with another church.
- (C) A member may resign at any time, but no letter of transfer or written statement of good standing will be issued such resignation, except at the discretion of the pastor.
- (D) Secondary watch care will be granted to members in nursing homes, shut-in, or those who are legitimately unable to regularly attend service. There will be follow-ups periodically between deacons, ministers, evangelist and members to assess the spirited well-being of the members. This will be done through visitations in person, by

phone, e-mail, text, etc. in order to maintain relational congruency between both the member and the church.

- (E) Completely inactive members with no affiliations with New Hope Church may not request aid do any hospitalizations or any means of such. Critical situations may be decided upon by the pastor and may or may not go before a board for review.

Section 5. What The Church Duties To Its Members

New Hope Missionary Baptist Church should consider that each member is a soul entrusted to it for protection, development and preparation for the Kingdom of Heaven. New Hope Missionary Church therefore, is duty bound to furnish the best possible public instruction in the gospel, and the best training for service, to exercise tender, loving, patient watch over the member and to use the utmost diligent effort for his/her enlightenment, sanctification and usefulness, with the view that he/she attain perfection in Christ Jesus. If it should happen that a member depart from the faith of New Hope Missionary Baptist Church, it is both the privilege and the duty of the New Hope Missionary Baptist Church to place him/her under discipline and deal with him/her according to the laws Christ has given in the New Testament.

Section 6. Duty of Members to the Church

1. Every believer in Christ is under obligation, in accordance with the Church Covenant, providence permitting, to unite with some church since it is an institution ordained by Him; the neglect of it dishonors Him. As each church has its own special field, it is entitled to the membership of all believers who live within its natural boundaries unless special reasons exist for membership elsewhere.
2. Every member is required to fulfill, to the extent of their ability, all of the covenant obligations they assumed in becoming a member. The church thereby is entitled to the service thus promised, together with every

member's goodwill, sympathy, influence and such time and means to use for its advancement.

Article VI. OFFICERS OF THE CHURCH

The officers of the New Hope Missionary Baptist Church, according to the outline given in the scriptures, are its pastor and deacons.

A. The Pastor

1. Termination of Pastoral Relationship

- a. The pastoral relationship may be terminated by the Pastor
- after having given the church 30 days written notice of his desire to close his pastorate.
- b. The pastoral relationship may be terminated by the church
- after it has given the Pastor 30 day's notice of its desire to close his pastorate. The church may give notice if the majority of members at a regular or called business meeting vote to terminate the ministry.

2. Duties of the Pastor

- a. It shall be the duty of the Pastor to worship service of the church; to administer the ordinances of the gospel; to act as moderator at business meetings; to be in charge of the welfare and oversight of the church. The Pastor will be responsible for any speakers in the church for any regular meeting of the church, or for any protracted meeting, or a missionary conference, or an evangelistic campaign. The Pastor shall be responsible for the selection of the pianist and musical program. The Pastor shall be an "ex-officio" member of any board.
- b. The Pastor shall be the President of the Corporation. The Pastor shall be the moderator of the church; he may call

the Deacons or the church together for special meetings to transact the business of the church; he shall devote his time and energies to the welfare of the church; he shall receive such compensation as the church may decide.

3. Ex-officio member of all boards and committees
4. He may appoint someone to carry on in his absence

ELECTING A NEW PASTOR

1. A pulpit committee shall be approved by the church to seek a suitable pastor. It shall consist of three deacons and four laymen.
2. The church will vote on a new pastor by secret ballot.
3. A new pastor shall be elected by the majority of the members present.

DEACONS

The New Testament sanctions those officers, who are elected from the church's membership, as mutual helpers of the pastor; his assistants in carrying on the great work of the Master. They are to administer the church's charities, caring for the poor, providing for all that pertains to the church's welfare, "to serve tables." All matters passed upon by the deacons, however, are to be submitted to the church for final decision. They are to assist the pastor in serving the Lord's Supper, having made due preparation for the observance of the same.

New Hope Missionary Baptist Church elects deacons to serve under the leadership of the pastor and deacon is a christian designated to serve and assist the overseers/elder/pastor of the church.

Deacons are ordained of man and not of God. Preachers are called (ordained) of God where as deacons are selected ordinarily by the pastor with the church being in agreement that the individual (deacon candidate) is a man or men of honesty, spirituality and wisdom. The ordination is much like that of a minister.

New Hope Missionary Baptist Church authorized the pastor to call a council for this purpose.

Retribution of Officers / Deacons

New Hope Missionary Baptist Church elect deacons to serve under the pastoral cabin to assist in the well fair of the church in consistency with scripture according to 1 Timothy 3:8.

If out of congruency with the pastor, a deacon as well as any position holding officer may receive a letter of disciplinary action to either suspend or revoke that position in congruency with the scriptures according to Amos 3:3, Hebrews 13:17 and 1 Timothy 5:20.

QUALIFICATIONS OF A DEACON

(1 Timothy 3:8-13)

Duties of the Deacons

The principal duties of the deacons consist of administering the spiritual affairs of the church; these include the relief of the poor, the support of public worship and proper provision for the due administration of the ordinances. They serve the "tables."

1. The Table of the Poor
2. The Table of the Church
3. The Table of the Pastor

The pastor, however, is the shepherd, the guide, the overseer of the entire church, and he should always be recognized as such by the deacons, who are only his assistants, as well as by the rest of the church.

In the absence of the pastor, it becomes the duty of the deacons to conduct the devotional meetings; to administer the affairs of the body generally; and to provide for the supply of the pulpit until the church has appointed a committee for this purpose.

Deacons Meetings

Are to only be called by the pastor, and are to be participated in by pastor, deacons, or any notable / necessary office or member suitable for the agenda and purpose for the called meeting. An active secretary or clerk must be present to keep minutes in order to assure record keeping.

In the absence of the pastor, the assistant pastor or appointed personnel may reside in the place / absence of the pastor.

The Deacon Ministry has no authority itself. It can simply do the bidding of the church, but it can make such recommendations to the church as it deems wisest and best, which recommendations the church may either accept or reject as its pleasure.

REGULAR BUSINESS MEETINGS OF THE CHURCH

New Hope Missionary Baptist Church will hold business meetings which are opened with devotional exercises, and which are presided over by the pastor, except in cases where the pastor is under charge. If there is no pastor, the chairman of the Deacon Ministry will be the presiding officer.

The business is transacted in the following order:

1. Minutes of previous meeting
2. Unfinished business
3. Report of Deacon Ministry
4. Report of the Mother Ministry
5. Report of all Ministries
6. New Business
7. Adjournment

TRUSTEE MINISTRY

Trustees are financial officers of the church that are also responsible for exercise the signing of documents including; records, contracts, checks, purchases, bill of sales, legal documents and transfers.

The Trustees shall hold the titles of the property of the Church. They shall execute legal papers in the name of New Hope Missionary Baptist Church when a purchase, transfer of sale has been ordered by the authority of the Church.

They are the custodians of papers and titles, but can only exercise the power vested in them by vote of the church.

CHURCH CLERK

The church clerk shall:

(A) Certify and keep at the office of the church, the original by-laws or a copy, including all amendments or allegations to the by-laws.

(B) Keep at the place where the by-laws or a copy are kept a record of the proceedings of meeting of the Deacon Ministry, with the time and place of holding, the notice meeting given, the name of those present at the meetings.

(C) Sign, certify, or attest documents as may be required by law.

(D) See that all notices are duly given in accordance with the provisions of these by-laws. In case of the absence or disability of the secretary, or his or her refusal or neglect to act, notice may be given and served by the pastor or by the chairman of the deacon ministry.

(E) Be custodian of the records of the church, including the membership roll; baptisms, and certificates of ordination, licenses and commissions.

(F) See that reports, statements, certificates, and all other documents are records required by law are properly kept and filed.

(G) Exhibit at all reasonable times to proper persons on the terms provided by law the by-laws and minutes of proceedings of the deacon ministry or the minutes of the meetings of the church members.

(H) Keep an account of any special events in the life of the church which are of historical interest and give a report at the church business meeting of the status of the church membership roll in the past year.

(I) Keep all records at the office of the church and deliver them to any successor upon leaving office.

(J) Serve as the secretary of the corporations.

Article 4 - Ministry Leaders

1. Eligibility for Ministry Leader

(A) The church shall not install or retain an officer who fails to adhere to or express disagreement with the Statement of Faith. All church officers, upon request of the pastor, shall affirm their agreement with the Statement of Faith (as set forth in Article 2)

(B) All church officers must be approved initially and thereafter annually by the pastor in order for them to commence or continue in their offices.

(C) Only church members are eligible for election or appointment to any church office or position.

(D) A church officer must be a tither and attend service regularly (Sunday school and bible class).

(A) The relationship between the pastor and church shall be permanent unless dissolved at the option of either party by the giving of a month's

notice, or less by mutual consent. The calling of a pastor or severance of the relationship between the pastor and the church may be considered at any regular church business meeting, provided notice to that affect shall have been given from the pulpit to the church two Sundays prior to said regular church business meeting. A majority of the eligible members present and voting shall be required to call a pastor or to sever restoration to membership after disciplinary removal will be subject to the requirements of Section 3.01(D).

(B) The term of service for all offices and positions in the church, except the pastor, shall be two years.

(C) A vacancy occurring in any office or board, except in the case of the pastor, may be filled at any regular church business meeting.

(D) All elected and appointed officers shall serve in the respective offices until their successors are duly elected or appointed.

(E) Members of the deacon ministry may be removed from office for unbiblical conduct, as determined by the pastor.

Section 7.3 - Staff Membership

All instructors, teachers, and administrators shall be members of this church. Any exceptions must be with full approval of the pastor. The appointee ministry will appoint qualified members to positions.

Section 7.9 - Hierarchy of Authority

(A) The pastor shall be the final authority on all matters relating to the ministry of education. The pastor shall appoint a Director of Christian Education to assist him in the ministry of education. The pastor shall have the authority to approve or disapprove any decision or recommendation of the Director or the board of deacons on all matters relating to the ministry of education.

1. Subject to the approval of the church membership and on the condition that they shall become a member of the church upon assuming duties, the pastor may hire administrators and principals to assist the pastor in carrying out the ministry of education.
2. On the condition that they shall become a member of the church upon assuming duties, the pastor may hire teachers and support staff to assist the pastor in carrying out the ministry of education.

- (B) The Director of Christian Education shall assist and advise the pastor on all matters relating to the ministry of education. The board of deacons shall act as the school board and shall hear all matters and disputes which may arise out of the ministry of education and shall advise the pastor accordingly. All recommendations of the board of deacons shall be submitted to the pastor for final approval prior to becoming effective.

Article 8 - Ordination

Section 8.1 - Ordination Qualifications

Any member of this church who gives evidence of the genuine call of God into the work of the ministry and possess the qualifications stated in 1 Timothy 3:1-7 and Titus 1:6-9, may be ordained as a minister of the Gospel.

Section 8.02 - Ordination Procedure

- (A) Upon a conference with the pastor and after the pastor has approved the candidate for ordination, the pastor shall call a council to examine and pass on the qualification of the candidate. The ordination council shall consist of ordained ministries of like faith invited to participate in the examination of the candidate.
- (B) If the candidate is found worthy of confirmation by the council, the ordination council may ordain the candidate on behalf of the church.
- (C) The pastor and the chairman of the deacons shall arrange for the ordination service.

Article 9 - Indemnification

Section 9.01 - Actions Subject to Indemnification

The church may indemnify any person who was or is a party or is threatened to be made a party to any threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative, or investigative, including all appeals (other than an action by or in the right of the church) by reason of the fact that the person is or was a pastor, deacon, officer, employee, agent of the church, against expenses, including attorney's fees, judgment, fines, and amounts paid in settlement actually and reasonably incurred by him in connection with the action, suit, or proceedings, and if that person acted in good faith and in a manner he reasonably believed to be in or not opposed to the best interest of the church, and with respect to any criminal action or proceeding, had no reasonable cause to believe his conduct was unlawful. The termination of any

action, suit, or proceeding by judgment, order, settlement, conviction, or on a plea of nolo contendere or its equivalent, shall not, of itself, create a presumption that the person did not act in good faith and in a manner that he reasonably believed to be in or not opposed to the best interests of the church and, with respect to any criminal action or proceeding, had no reasonable cause to believe that his or her conduct was unlawful.

Article 12 - Binding Arbitration

Section 12.01 - Submission to Arbitration

Believing that lawsuits between believers are prohibited by Scripture, all members of this church agree to submit to binding arbitration any matters which cannot otherwise be resolved, and expressly waive any and all rights in law and equality to bringing all civil disagreement before a court of law, except that judgment upon the award rendered by the arbitrator may be entered in a court having jurisdiction thereof.

Section 12.02 Notice of Arbitration

In the event of any dispute, claim, question, or disagreement arising out of or relating to these bylaws or any other church matter, the parties shall use their best efforts to settle such disputes, claims, questions, or disagreement as befits Christians. To this effect, they shall consult and negotiate with each other in good faith and, recognizing their mutual interests not to disgrace the name of Christ, seek to reach a just and equitable solution. If they do not reach such solution within a period of sixty (60) days, then upon notice by either party to the other, disputes, claims, questions, or differences shall be finally settled by arbitration as described in *Section 12.01*, above, and such Procedures for Arbitration as are adopted pursuant to *Section 12.04*, below.

Section 12.03 - Limitations on Arbitration Decisions

- (A) Should any dispute involve matters of church discipline, the arbitrators shall be limited to determining whether the procedures for church discipline as outlined under *Section 3.04*, were followed.
- (B) Should any dispute involve the removal from office of the pastor or any church officer, the arbitrators shall be limited to determining whether the procedures set forth in *Sections 4.04 or 5.06* were followed.

Section 12.04 - Arbitration Procedures

The Procedures for Arbitration shall be as adopted by the pastor and the Deacon Ministry.

Article VII AMENDMENTS

Section 1

These By-Laws may be amended by a majority of any meeting, a quorum being present, if proper notice has been given of the intent to amend.

Section 2

Proper notice shall consist of:

- a. A reading of the proposed amendment one regular meeting before it is voted on, a quorum being present.
- b. Notice must be given by mail or electronic communications to all members, of the intent to amend with the subject of the proposed amendment, at least one week before the vote.

THE ORDANCES OF NEW HOPE BAPTIST CHURCH

The only ordinances given to us to be observed "till He come" are Baptism and the Lord's Supper. Both are established by Christ Himself.

The Lord's Supper, ordained like Baptism is to be observed by His churches till the end of time, differs in that it is to be repeated. Probably early Christians observed it daily (*see Acts 2:46*), it is now generally the custom to have communion every quarter or at the Pastor's digression. In this way its sacredness is not lessened by too frequent observance, nor does too long a period elapse between, and thus tend to make Christians forget it's relation to their faith in Christ and the spiritual life.

COUNCILS

A council may be composed of the pastor and two other persons invited from any given number of churches, but attendance is purely voluntary. There are two kinds of councils - Mutual and Ex-parte. A Mutual Council is one where the opposing parties agree to a council. An equal number of brethren are usually

selected by each party to the controversy. Often after the minority has been excluded this wise step is taken for the reason that a just cause loses nothing from careful examination by an impartial jury. An Ex-parte Council is one chosen by only one party to the controversy, only after he has been denied a mutual Council, but it ought never to be called unless it is found impossible to secure a Mutual Council.

HOW TO CALL A COUNCIL

When the church agrees to call a Mutual Council an invitation is extended the sister churches to send their pastor and others to participate. Ordinarily, the aggrieved person or persons name some of the members of this committee and the church names the others. It is customary for both sides to agree to abide by the decision of the council. If the church refuses to grant the Mutual Council, the aggrieved parties may call an Ex-parte Council.

The council is entitled to the use of the church building, but if this is refused the council may convene at any other place designed or selected by it. The findings and recommendations of such a council are not binding upon the church, but if it should render a decision in favor of the parties who called it, they (the parties who call it) will be entitled to the fellowship of other regular Baptist churches.

DISCIPLINE IN BAPTIST CHURCH

To be successful in operations, every organization must have rules and regulations by which the body of believers is governed, and a church is no exception. Baptist churches have few laws but they must conform to them for they are simple and founded upon Divine law as laid down by Jesus Christ Himself. When one becomes a member of New Hope Missionary Baptist Church he not only pledges it his support, but binds himself to be governed by the New Testament standards of life and principles.

The universal law of love comes first barring out suspicious jealousies, hatred and bitterness (*John 13:34*).

Law for the offender-confession: this law urges one who thinks his brother is offended with him to go to his brother and attempt reconciliation. This is obligatory whether or not he may consider his brother has just cause for the grievance. He must seek to restore harmony without delay (*Matthew 5:23, 24*).

The third law is for the guidance of the offended one-A continual, everlasting forgiveness is enjoyed when the injury is confessed and the offender expresses penitence. In cases where personal difficulties arise between members, the officers and other members are to strive to restore harmony, if possible, without bringing the case publicly before the church. If their efforts fail, the welfare of the church demands that the matter be taken before church, even if the member who has been mistreated makes no complaint.

REFERRING CHANGES

"Let all things be done decently and in order" (*Titus 1:5, I Corinthians 12:12-23; Ephesians 4:11-12*).

Whenever a member has been charged with misconduct in the community, two or three members should with great tact and kindness go to the erring member to discuss his fault. The Scriptures plainly set out that offenses which are stumbling-blocks to the world and bad examples to others must be dealt with in order that God's church may be true to His law.

RIGHTS OF AN ACCUSED MEMBER

1. He must be given every opportunity for vindication.
2. He is entitled to (a) copies of the charges against him; (b) names of the accusers and witnesses; (c) a chance to see them and hear their statements; (d) opportunity to present his own witnesses and make his own statement to the church.

RESTORATION

To be admitted again to fellowship, an excluded member must acknowledge the justice of his exclusion, and give evidence of his repentance by assurance of discontinuance of his offense, and, having thus vindicated the church's action may apply for restoration to membership. The church should always be willing and even anxious to forgive. A wholesome custom obtains in many churches of praying publicly for the excluded member that he may deeply and sincerely repent (*Galatians 6:1*).

NO WEAPONS ALLOWED!

THE COVENANT

Having been led, as we believe, by the Spirit of god, to receive the Lord Jesus Christ as our Savior, and on the profession of our faith, having been baptized in the name of the Father, and of the Son, and of the Holy Ghost, we do now in the presence of God, angels, and this assembly, most solemnly and joyfully enter into covenant with one another as one body in Christ.

We engage therefore, by the aid of the Holy Spirit to walk together in Christian love; to strive for the advancement of this church, in knowledge, its worship, ordinances, discipline, and doctrines; to contribute cheerfully and regularly to the support of the ministry, the expenses of the church, the relief of the poor, and the spread of the gospel through all nations.

We also engage to maintain family and secret devotion; to religiously educate our children; to seek the salvation of our kindred and acquaintances; to walk circumspectly in the world to be just in our dealings, faithful in our engagements, and exemplary in our department; to avoid all tattling, backbiting, and excessive anger; to abstain from the sale and use of intoxicating drink as a beverage, and to be zealous in our efforts to advance the kingdom of our Savior.

We further engage to watch over one another in brotherly love; to remember each other in prayer; to aid each other in sickness and distress; to cultivate Christian sympathy in feeling and courtesy in speech; to be slow to take offense, but always ready for reconciliation, and mindful of the rules of our Savior, to secure it without delay.

We moreover engage that, when we remove from this place, we will as soon as possible unite with some other church where we can carry out the spirit of this covenant and the principles of God's Word.

And now unto Him, who brought again from the dead our Lord Jesus, be Power and Glory forever. Amen.

The Eternal Security and Assurance of Believers.

1. We believe that all the redeemed, once saved, are kept by God's power and are thus secure in Christ forever. (*John 6:37-40, 10:27-30, Romans 8:1; 38-39; 1 Cor. 1:4-8; 1 Pet. 1:4-5*)
2. We believe that it is the privilege of believers to rejoice in the assurance of their salvation through testimony of God's work, which, however clearly forbids the use of Christian liberty as an occasion to the flesh. (*Rom. 13:13-14; Gal. 5:13; Titus 2:11-15*)

1 The Church

1. We believe that the true church, which is the body and the espoused bride of Christ, is solely made up of born-again persons. (*1Cor. 12:12-14; 2Cor. 11:2; Eph. 1:22-23; 5:25-27*)
2. We believe that the establishment and continuance of local churches is clearly taught and defined in the New testament Scriptures (*Acts 13:27; 20:27, 28-32; 1 Tim. 3:1-13; Titus 1:5-11*)
3. We believe in the autonomy of the local church free of any external authority or control. (*Acts 13:1-4, 15:19-31; 20:28; Rom. 16:1, 4; 1Cor. 3:9, 16; 5:4-7, 13; 1Pet. 5:1-4*)
4. We recognize water baptism by immersion and the Lord's Supper as the Scriptural ordinances of ordinances for the church in this age (*Matt. 28:19-20; Acts 2:41, 42, 18:18; 1Cor. 11:23-26*).

II. Separation.

1. We believe that the saved should live in such a manner as not to bring reproach upon their Savior and Lord. God commands His people to separate from all religious apostasy, all worldly and sinful pleasures, practices, and associations and to refrain from all immodest appearances. (*Lev. 19:20; Rom 12:1-2; 1Cor 6:19-20; 2Cor 6:14-7:1; 2Tim 3:1-5; I John 2:15-17; 2 John 9-11*)

III. The Second Advent of Christ.

1. We believe in that blessed hope, the personal, imminent return of Christ, who will rapture His church prior to the seven-year tribulation period. At the end of the Tribulation, Christ will personally and visibly return with His saints, to establish His earthly Messianic Kingdom which was promised the nation of Israel. (*Ps. 89:3-4; Dan. 2:31-45; Zech. 14:4-11; 1 Thes. 1:10, 4:13-18; Titus 2:13; Rev. 3:10; 19:11-16, 20:1-6*)

IV. The Eternal State.

1. We believe in the bodily resurrection of all men, the same to eternal life, and the unsaved to judgment and everlasting punishment. (Matt 25:46; John 5:28, 29; 11:25-26; Rev 20:5,6, 12-14)
2. We believe that the souls of the redeemed are, at death, absent from the body and present with the Lord, where in conscious bliss they await the first resurrection, when spirit, soul, and body are reunited to the glorified forever with the Lord. (Luke 23:43; 2 Cor. 5:8; Phil. 1:23; 3:21; 1 Thess. 4:16-17; Rev. 10:4-6)
3. We believe that the souls of unbelievers remain, after death, in conscious punishment and torment until the second resurrection, when the soul and body reunited, they shall appear at the Great White Throne Judgment, and shall be cast into the Lake of Fire, not to be annihilated, but to suffer everlasting conscious punishment and torment. (Matt 25:41-46; Mark 9:43-58; Luke 16:19-26; 2 Thess. 1:7-9; Jude 6-7; Rev. 10:11-15).

V. The Personality of Satan

1. We believe that Satan is a person, the author of sin and the cause of the Fall of Man; that he is the open and declared enemy of God and man; and that he shall be eternally punished in the Lake of Fire (Job 1:6-7; Isa. 14:12, 17; Matt. 4:2-11; 25-41; Rev. 20:10).

VI. Creation.

1. We believe that God created the universe in six literal, 74-hour periods. We reject evolution, the Gap Theory, the Day-Age Theory, and Theistic Revolution as unscriptural theories of origin. (Gen. 1:2; Ex. 70:11)

VII. Civil Government.

1. We believe that God has ordained and created all authority consisting of three basic institutions: 1) the home, 2) the church, and 3) the state. Every person is subject to these authorities, but all (including the authorities themselves) are answerable to God and governed by His Word. God has given each institution specific Biblical responsibilities and balanced those responsibilities with the understanding that no institution has the right to infringe upon the other. The home, the church, and the state

are equal and sovereign in their respective Biblically assigned spheres of responsibility under God. (*Rom. 13:1-7; Eph. 5:22-24; Heb. 13:17; 1 Pet. 2:13-14*)

VIII. Human Sexuality.

1. We believe that God has commanded that no intimate sexual activity be engaged in outside of a marriage between one man and one woman. We believe that any form of homosexuality, lesbianism, bisexuality, bestiality, incest, fornication, adultery, and pornography are sinful perversions of God's gift of sex. We believe that God disapproves of and forbids any attempt to alter one's gender by surgery or appearance. (*Gen 2:24; G. 19:5, 13; Gen. 26:8-9; Lev. 18:1-30; Rom. 1:26-29; I Cor. 5:1; 6:9; I Thes. 4:1; Heb. 13:1*).
2. We believe that the only Scriptural marriage is the joining of one man and one woman. (*Gen. 2:24; Rom 7:2; I Cor 7:10*)

IX. Family Relationships.

1. We believe that man and women are spiritually equal in position before God but that God has ordained distinct and separate spiritual functions for men and women in the home and the church. The husband is to be the leader of the home, and men are to be the leaders (pastors and deacons) of the church. (*Gal. 3:28; Col. 3:18; 1 Tim. 2:8-15; 3:4-5, 12*)

X. Lawsuits between Believers.

1. We believe that Christians are prohibited from bringing civil lawsuits against other Christians or the church to resolve personal disputes. We believe the church possess all the resources necessary to resolve personal disputes between members. We do believe, however, that a Christian may seek compensation for injuries from another Christian's insurance company as long as the claim is pursued in spirit of love without malice or slander. (*1 Cor. 6:1; Eph 4:31-32*)

XI. Missions.

1. We believe that God has given the church a great commission to proclaim the Gospel to all nations so that there might be a great multitude from every nation, tribe, ethnic group, and language group who believe on the Lord Jesus Christ. (*Matt 28:19-20; Mark 16:15; Luke 24:46-48; John 20:21; Acts 1:8; 2 Cor. 5:20*)

XII. Giving.

1. We believe that every Christian, as a steward of that portion of God's wealth entrusted to him, is obligated to financially support his local church. We believe that God has established the tithe as a basis for giving, but that every Christian should also give other offerings sacrificially and cheerfully to the support of the church, the relief of those in need, and the spread of the Gospel. We believe that a Christian relinquishes all rights to direct the use of his tithe or offering once the gift has been made. (*Gen. 14:20; Prov 3:9-10; Acts 4:34-37; 1 Cor. 16:22; 2 Cor 9:6-7; Gal. 6:6; Eph. 4:28; 1 Tim. 5:17-18; 1 John 3:17*)

XIII. Authority of Faith

1. The Statement of Faith does not exhaust the extent of our faith. The Bible itself is the sole and final source of all that we believe. We do believe, however, that the foregoing statement of Faith accurately represents the teaching of the Bible and, therefore, is binding upon all members. All literature used in the church shall be in complete agreement with the Statement of Faith.

Of Justification

We believe that justification is God's gracious and full acquittal upon principles of righteousness of all sinners who believe in Christ. This blessing is bestowed, not in consideration of any works of righteousness which we have done, but through the redemption that is in and through Jesus Christ. It brings us into a state of most blessed peace and favor with God, and secures every other needed blessing.

Of the Freeness of Salvation

We believe that the blessings of salvation are made free to all by the gospel. It is the duty of all to accept them by penitent and obedient faith. Nothing prevents the salvation of the greatest sinner except his own voluntary refusal to accept Jesus Christ as Teacher, Savior and Lord.

Of Grace and Regeneration

We believe that regeneration or the new birth is a change of heart wrought by the Holy Spirit, whereby we become partakers of the divine nature and a holy disposition is given, leading to the love and practice of righteousness.

It is a work of God's free grace conditioned upon faith in Christ and makes manifest by the fruit which we bring forth to the glory of God.

Of Repentance and Faith

We believe that repentance and faith are sacred duties, and also inseparable graces, wrought in our soul by the regenerating Spirit of God; whereby, being deeply convinced of our guilt, danger and helplessness, and of the way of salvation of Christ, we turn to God with unfeigned contrition, confession and supplication for mercy; at the same time heartily receiving the Lord Jesus Christ as our Prophet, Priest, and King, and relying on him alone as the only and all-sufficient Savior.

Of God's Purpose of Grace

We believe that election is the gracious purpose of God, according to which he regenerates, sanctifies and saves sinners. It is perfectly consistent with the free agency of man and in no way interferes with the salvation of any individual.

It is a most glorious display of God's sovereign goodness, and is infinitely wise, hold and unchangeable. It excludes boating and promotes humility. It encourages the use of means in the highest degree.

Of Sanctification

We believe that sanctification is the process by which, according to the will of God, we are made partakers of his holiness; that it is a progressive work; that it is begun in regeneration; and

that it is carried on in the hearts of believers b the presence and power of the Holy spirit, the Sealer and Comforter, in the continual use of the appointed means, especially the Word of God, self-examination, self-denial, watchfulness, and prayer.

Of the Perseverance of Saints

We believe that such only are real believers as endure unto the end; that their persevering attachment to Christ is the grand mark which distinguishes them from superficial professors; that a special Providence watches over their

welfare; and that they are kept by the power of God through faith unto salvation.

Of the Harmony of the Law and the Gospel

We believe that the law of God is the eternal and unchangeable ruse of his moral government; that it is holy, just, and good; and that the inability which the Scriptures ascribe to fallen men to fulfill its precepts arises entirely from their love of sin; the deliver them from which, and to restore them through a Mediator to unfeigned obedience to the holy law, is one great end of the gospel, and of the means of grace connected with the establishment of the visible church.

Of a Gospel Church

We believe that a visible church of Christ is a congregation of baptized believers associated by covenant in the faith and fellowship of the gospel; observing the ordinances of Christ; governed by his laws; and exercising the gifts, rights, and privileges invested in them by his word; that its only Scriptural officers are bishops, or pastors, and deacons, whose qualifications, claims, and duties are defined in the epistles of Timothy and Titus.

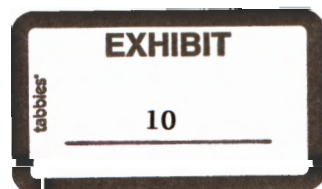
Of Baptism and the Lord's Supper

We believe that Christian baptism is the immersion of water of a believer, in the name of the Father, and of the Son, and of the Holy Ghost; to show forth, in a solemn and beautiful emblem, our faith in the crucified, buried and risen Savior with its effect in our death to sin and resurrection to a new life; that it is a prerequisite to the privileges of a church relation; and to the Lord's supper, in which the members of the church, by the sacred use of the bread and wine are to commemorate together the dying love of Christ-preceded always by solemn self-examination.

EXHIBIT 10 – Video of May 15, 2025 Public Hearing

Attachment: Emma Boone Conditional Use Permit 935 Highway 469 North - Preliminary Documentation submitted during the public hearing

04:28373





Pearl Chamber of Commerce · Follow

March 5, 2021 · 🌐

The Pearl Chamber held a Grand Opening & Ribbon Cutting Ceremony at Alicyn's Bar & Grill located at 5566 Hwy 80 E near Walmart in Pearl. Alicyn's is locally owned and operated by Lamar & Emma Boone. Alicyn's specializes in fried ribs, pork chops and fish. They also serve burgers, quesadillas, nachos and wings. Alicyn's has a wide selection of beer and a fully stocked bar. The hours are Mon - Thurs 10-8 Fri & Sat 10-10 and Sun 10-2.



Attachment: Emma Boone Conditional Use Permit 935 Highway 469 North - Preliminary Documentation submitted during the public hearing



EXHIBIT 12 – Minutes of July 31, 2025 Board Meeting

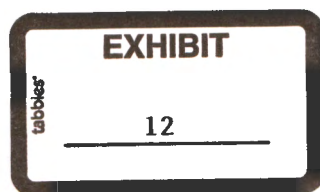


EXHIBIT 13 – Video of July 31, 2025 Board Meeting

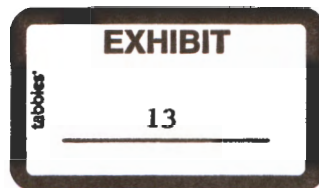
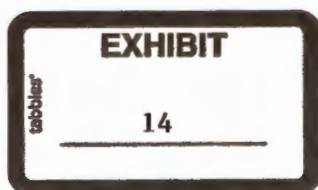


EXHIBIT 14 – Resolution Memorializing the Board’s Decision

RIVERCHASE HOMEOWNERS' ASSOCIATION

President: Doug Kyle
601.942.4511

Vice President: Tara McCoy
601.918.3565

Treasurer: Dave Thornton
601.327.1340

Secretary: Cindy Sala
601.259.1985

July 17, 2025

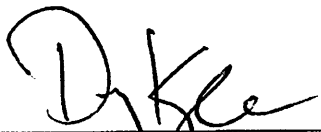
Mr. Jay Bishop
Rankin County Board of Supervisors
211 E. Government Street, Suite A
Brandon, MS 39042

Dear Mr. Bishop:

This is to make formal our request on behalf of the neighborhood and residents we represent that Rankin County install speed inhibitors at the STOP signs in our neighborhood. For several years, we have worked to improve the safety of our neighborhood, especially in view of the routine and frequent failure of vehicles to not comply with the traffic signs.

You have previously installed "Caution-Children At Play" signs at some of them, due to the number of small children residing nearby, but their safety, as well as everyone living in the neighborhood, is still a matter of ongoing concern. We understand they will be installed only at points where vehicles are already legally required to stop and not mid-roadway.

Thank you for your prompt attention to this matter.



Doug Kyle, President



BOARD OF SUPERVISORS

"Government of the People"

211 E. Government St., Suite A
Brandon, Mississippi 39042

Telephone: (601) 825-1475
Fax: (601) 825-9600

July 31, 2025

The Honorable Roger Wicker
The United States Senate
555 Dirksen Senate Office Building
Washington, DC 20510

Re: Potential Amendment to Current Truck Weight and Length Limitations

Dear Senator Wicker,

The Rankin County Board of Supervisors believes that the trucking industry serves an important economic role, but it is essential to balance their use with public safety considerations. We are aware of recent efforts in Congress to allow for heavier and/or longer trucks. We believe these proposals, if authorized, would compound challenges faced by local governing authorities to maintain safe roads, and we urge you to oppose legislation that would raise current limits on truck weight and length.

Mississippi's extensive interstate and highway corridors (I-55, I-20, and U.S. Highway 49) experience significant interactions between trucks and passenger vehicles. Safety is a priority concern for the Rankin County Board of Supervisors. The current truck weight and length restrictions should be retained in order to prevent unwanted increases in truck/passenger vehicle collisions.

We understand and appreciate the trucking industry and its place in our economic prosperity; however, the Board of Supervisors believes that a careful balance between the interests of the trucking industry and the safety of the motoring public must be maintained. Therefore, no change in the current regulations is warranted. We hope that if legislation reaches a point of decision, you will oppose any effort to increase the current limits on truck weight and length.

Sincerely,

RANKIN COUNTY BOARD OF SUPERVISORS

SID SCARBROUGH, BOARD PRESIDENT



BOARD OF SUPERVISORS

"Government of the People"

211 E. Government St., Suite A
Brandon, Mississippi 39042

Telephone: (601) 825-1475
Fax: (601) 825-9600

July 31, 2025

The Honorable Cindy Hyde-Smith
The United States Senate
702 Hart Senate Office Building
Washington, DC 20510

Re: Potential Amendment to Current Truck Weight and Length Limitations

Dear Senator Hyde-Smith,

The Rankin County Board of Supervisors believes that the trucking industry serves an important economic role, but it is essential to balance their use with public safety considerations. We are aware of recent efforts in Congress to allow for heavier and/or longer trucks. We believe these proposals, if authorized, would compound challenges faced by local governing authorities to maintain safe roads, and we urge you to oppose legislation that would raise current limits on truck weight and length.

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Sincerely,

RANKIN COUNTY BOARD OF SUPERVISORS

SID SCARBROUGH, BOARD PRESIDENT



BOARD OF SUPERVISORS

"Government of the People"

211 E. Government St., Suite A
Brandon, Mississippi 39042

Telephone: (601) 825-1475
Fax: (601) 825-9600

July 31, 2025

The Honorable Michael Guest
The United States House of Representatives
450 Cannon House Office Building
Washington, DC 20510

Re: Potential Amendment to Current Truck Weight and Length Limitations

Dear Congressman Guest,

The Rankin County Board of Supervisors believes that the trucking industry serves an important economic role, but it is essential to balance their use with public safety considerations. We are aware of recent efforts in Congress to allow for heavier and/or longer trucks. We believe these proposals, if authorized, would compound challenges faced by local governing authorities to maintain safe roads, and we urge you to oppose legislation that would raise current limits on truck weight and length.

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Sincerely,

RANKIN COUNTY BOARD OF SUPERVISORS

SID SCARBROUGH, BOARD PRESIDENT

MASIT

MAS Insurance Trust

2025 LAW ENFORCEMENT RISK MANAGEMENT CONFERENCE
SHERATON REFUGE HOTEL & CONFERENCE CENTER | FLOWOOD, MS
AUG. 12-13, 2025

REGISTRATION INFORMATION

MASIT's 2025 Law Enforcement Risk Management Conference will be held **August 12-13, 2025**, at the **Sheraton Refuge Hotel & Conference Center at 2200 Refuge Blvd, Flowood, MS 39232**.

REGISTRATION OPENS: JUNE 2, 2025

REGISTRATION CLOSES: AUGUST 4, 2025

County Officials/ Employees/ Guests*:

MASIT Member County \$295

MASIT Non-Member County \$395

Agents/ Attorneys/ Vendors/ Other:

Per Person \$350

** Due to the nature of this event, Guests may register at the MASIT Non-Member County rate.*

CANCELLATION POLICY

Cancellation requests must be submitted by email to masit@massup.org no later than August 1, 2025. Requests received after August 1 will not be credited or refunded.

CONFERENCE HOTELS

- You must request MASIT rate **at the time reservation is made** to guarantee block rates. Rates cannot be changed at check-in or check-out. Block rates are subject to sales tax and fees (vary by property).
- You must confirm required deposit, cancellation, check-out, tax exemption payment requirements and other policies with hotel at the time reservation is made.
- If using booking link, please confirm you have the correct dates entered, or Hotel may appear to be sold out if dates are entered incorrectly.

Sheraton Refuge Hotel & Conference Center

2200 Refuge Boulevard, Flowood, MS 39232

Rate\$181

Cutoff Date.....July 11, 2025

Group CodeSI5

Booking Link..... tinyurl.com/2025LERM

Phone: 601.936.4550

Hilton Garden Inn

118 Laurel Park Cove, Flowood, MS 39232

Rate\$139

Cutoff Date.....July 15, 2025

Group CodeMASIT

Booking Link..... tinyurl.com/2025MASIT

Phone: 601.909.4000

Candlewood Suites

3810 Flowood Drive, Flowood, MS 39232

Rate..... \$126/\$149

Cutoff Date July 10, 2025

Group Code..... MAS

Booking Link..... tinyurl.com/2025MAS

Phone: 601.326.3600

MASIT
MAS Insurance Trust

SHERATON REFUGE HOTEL & CONFERENCE CENTER
AUG. 12-13, 2025

2025 LAW ENFORCEMENT RISK MANAGEMENT CONFERENCE REGISTRATION FORM

Mail to: MAS Insurance Trust
793 N. President Street
Jackson, MS 39202

Attn: Stephanie Spangler
Fax to: 601.353.2749
Email to: MASIT@massup.org

County/Company Name: Rankin County Sheriff's Office Purchase Order: _____

Completed By: Bryan Bailey Title: Sheriff

Full Name: <u>Bryan Bailey</u>
Title: <u>Sheriff</u> Email*: <u>bbailey@rankincounty.org</u>
Full Name: <u>Barry Vaughn</u>
Title: <u>Undersheriff</u> Email*: <u>bvaughn@rankincounty.org</u>
Full Name: <u>Daniel Barnett</u>
Title: <u>Jail Administrator</u> Email*: <u>dbarnett@rankincounty.org</u>
Full Name: _____
Title: _____ Email*: _____

* Attendees must provide individual email address to receive certification form (no duplicate emails).

* * * * *

☒ Send bill to: ☐ Check enclosed (Number: _____) **Make check payable to MAS Insurance Trust.**

Billing Contact Name: Bryan Bailey Title: Sheriff

Billing Address: 221 North Timber Street Brandon MS 39042

Email: bbailey@rankincounty.org Phone: 601-906-9923

MASIT USE ONLY					
Date Rec'd		MS Inv		Paid Amt	
Amt Due		QB Inv		Check No	

SECOND AMENDMENT TO LAND LEASE

THIS SECOND AMENDMENT TO LAND LEASE (the "Second Amendment") is entered into and made effective as of the latter signature date below (the "Second Amendment Effective Date"), by and between the Board of Supervisors of Rankin County, MS, a Mississippi governmental entity ("Landowner"), whose address 211 East Government Street, Suite A, Brandon, MS 39042, and Alltel Corporation d/b/a Verizon Wireless ("Lessee"), with a place of business at 180 Washington Valley Road, Bedminster, New Jersey 07921. Landowner and Lessee are sometimes referred to collectively herein as the "Parties" and individually as a "Party."

Recitals

WHEREAS, Jackson Cellular Telephone Co., Inc., predecessor-in-interest to Lessee, and Landowner entered into that certain Land Lease dated October 1, 1998 for the lease of a parcel of real property upon which a wireless communications tower was constructed (the "Lease"); and

WHEREAS, on January 15, 2008, Jackson Cellular Telephone Co., Inc. and Landowner entered into that certain First Amendment to Land Lease (the "First Amendment"); and

WHEREAS, Lessee, Verizon Communications Inc., a Delaware corporation, and other parties identified therein, entered into a Management Agreement and a Master Prepaid Lease, both with an effective date of March 27, 2015 and both with ATC Sequoia LLC, a Delaware limited liability company ("American Tower"), pursuant to which American Tower subleases, manages, operates and maintains, as applicable, the Premises, all as more particularly described therein; and

WHEREAS, Lessee has granted American Tower a limited power of attorney (the "POA") to, among other things, prepare, negotiate, execute, deliver, record and/or file certain documents on behalf of Lessee, all as more particularly described in the POA; and

WHEREAS, the Parties now desire to amend the Lease as set forth herein.

NOW, THEREFORE, premises considered and for other good and valuable consideration, the receipt of which is hereby acknowledged, the Parties do hereby agree as follows:

1. Article 1 of the Lease is hereby amended to add a new Article 1.5 as follows:

"1.5 In addition to the Premises, Landlord does hereby grant Lessee the option to lease the 25' by 25' (625) square feet of land shown on the survey attached hereto as Exhibit C (the "Option Property"). If the option is exercised the definition "Premises" set forth in the Lease shall be automatically amended to include the Option Property. If the option is exercised by Lessee, the Rent shall increase by Three Thousand Dollars (\$3,000) per year. If the option is exercised for a period that is less than a full calendar year, the Rent increase shall be prorated accordingly on a daily basis."

2. Article 2.1 of the Lease and Section 4 of the First Amendment are deleted in their entirety and replaced with the following new Article 2.1:

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ATC Site No: 417618
VZW Site No: 199095
Site Name: Brandon West MS

“2.1 (a) Beginning on October 1, 2023, the rent payable by Lessee to Landowner (the “Rent”) during the remainder of the first Renewal Term shall be Fifteen Thousand Dollars (\$15,000) per year. Since Rent of Eight Thousand Six Hundred and Forty Dollars (\$8,640) per year has already been paid to Landowner by Lessee for the period from October 1, 2023 through September 30, 2025, the payment currently due for that period shall be made as an additional one-time payment of Twelve Thousand Seven Hundred and Twenty Dollars (\$12,720) (the “One Time Payment”), which One Time Payment is payable to Landowner within thirty (30) days of the Second Amendment Effective Date. The Rent shall increase fifteen percent (15%) in each of the second and third Renewal Terms.

(b) Lessee shall pay Landowner Two Hundred and Fifty Dollars (\$250) per month for each sublease, license or other collocation agreement for the use of any portion of the Premises entered into by and between Lessee or American Tower and a third party (any such party, the “Additional Collocator”) subsequent to the Second Amendment Effective Date (such amount, the “Collocation Fee”). The initial payment of the Collocation Fee shall be due within thirty (30) days of actual receipt by Lessee or American Tower of the first collocation payment paid by an Additional Collocator. The Parties acknowledge that there are four (4) existing collocators on the Premises and those are: New Cingular Wireless PCS, LLC, Alltel Communications, LLC d/b/a Verizon Wireless, DISH Wireless L.L.C., and Cellular South Real Estate, Inc. (the “Existing Collocators”), which Existing Collocators shall not be subject to any Collocation Fee.”

3. Article 10.1 of the Lease is hereby deleted in its entirety and replaced with the following new Article 10.1:

“10.1 All notices, demands, requests, or other communications required under this Lease shall be hand delivered, sent via certified or registered U.S. Mail, postage prepaid, return receipt requested, or sent via nationally recognized overnight carrier with a record of receipt, and addressed to the Parties at the following address:

If to Landowner, to: Rankin County Board of Supervisors
Attn: County Administrator
211 East Government Street, Suite A
Brandon, MS 39042

If to Lessee, to: Verizon Wireless
Attn: Network Real Estate
180 Washington Valley Road
Bedminster, NJ 07921

With copy to: American Tower
Attn: Land Management
10 Presidential Way
Woburn, MA 01801

And also with copy to: American Tower

04576241

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VZW Site No: 199095
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Attn: Legal Dept.
116 Huntington Avenue
Boston, MA 02116

Notices are effective upon receipt. A Party may change its address for notices by giving the other Party written notice of such change in compliance with this Article 10.1.”

4. Except as expressly set forth in this Second Amendment, the remainder of the Lease shall remain in full force and effect.

5. This Second Amendment may be executed in counterparts and, when combined, shall constitute one instrument binding upon the Parties.

[Signature page follows]

04576241

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IN WITNESS WHEREOF, the duly authorized representatives of the Parties do hereby execute this Second Amendment effective as of the Second Amendment Effective Date.

BOARD OF SUPERVISORS OF RANKIN COUNTY, MS

By: Sid Scarbrough

Name: Sid Scarbrough

Title: Board President

Date: 7/31/2025

ALLTEL CORPORATION D/B/A VERIZON WIRELESS

By: ATC Sequoia LLC,
A Delaware limited liability company
Title: Attorney-in-Fact

By: Carol Maxime

Name: Carol Maxime

Title: Senior Counsel, US Tower

Date: 6/12/2025

04576241

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Attachment: Second Amendment to Land Lease with Alltel Corp. dba Verizon Wireless (Cell Tower) (22041 : Authority for Board President to

LANDOWNER ACKNOWLEDGEMENT

STATE OF MISSISSIPPI

COUNTY OF RANKIN

I certify that I know or have satisfactory evidence that Sid Scarborough is the person who appeared before me, and said person signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes stated in the instrument.

Dated: 7/31/25

MARK S. SCARBOROUGH
RANKIN CO. CHANCERY CLK.

By: [Signature], D.C.

Signature of Notary Public

Notary Public in and for the State of Mississippi

My commission expires: My Commission Expires Jan. 3, 2028

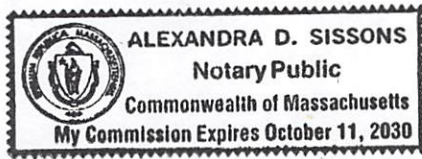
04576241

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LESSEE ACKNOWLEDGEMENT

STATE OF MassachusettsCOUNTY OF Middlesex

I certify that I know or have satisfactory evidence that Carol Maximu, ^{Senior Counsel, U Tower} is the person who appeared before me, and said person signed this instrument and acknowledged it to be their free and voluntary act for the uses and purposes stated in the instrument.

Dated: 6/12/2025

Seal

[Signature]
Signature of Notary Public

Notary Public in and for the State of Massachusetts

My commission expires: ~~10/13~~ 10/11/2030

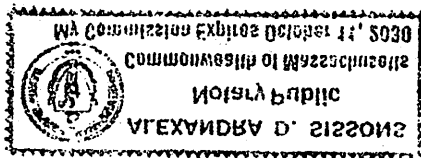


EXHIBIT C
OPTION PROPERTY

A 625 square foot area, contiguous to the Premises, the shape and location of which shall be
agreed upon by mutual consent of the Parties

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