

Supervisor Aubrey Matthews moved the adoption of the following Resolution:

A RESOLUTION OF THE PIKE COUNTY BOARD OF SUPERVISORS AUTHORIZING THE EMERGENCY MANAGER TO HAVE IMMEDIATE DISCRETIONARY POWER DURING THE DURATION OF THE DECLARATION OF EMERGENCY FOR THE PURPOSE OF ISSUING TEMPORARY USE PERMITS, NOT EXCEEDING SIX (6) MONTHS.

WHEREAS, on August 28, 2005, the Board of Supervisors of Pike County made a Declaration of Emergency; and

WHEREAS, ON August 29, 2005 Hurricane Katrina struck the Mississippi Gulf Coast causing catastrophic damage to property, displacement of families, a disruption of the public service sector, and an inordinate need for immediate new housing; and

WHEREAS, Pike County does not have a Zoning Ordinance that would allow the expeditious processing of the anticipated requests for placement of short term housing on private property.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF SUPERVISORS
OF PIKE COUNTY, MISSISSIPPI, AS FOLLOWS:**

SECTION I: The findings, conclusions and statements of fact contained in the foregoing Preamble are hereby adopted, ratified and incorporated in this Resolution:

SECTION II: Definitions:

- A. Short Term Housing: Factory built units acceptable for temporary residential occupancy allowed by the Emergency manager during duration of the declaration of Emergency. Such units are to include manufactured housing, modular housing, travel trailers, recreational vehicles, and such residential units as may hereafter be approved by Pike County Board of Supervisors.
- B. Temporary Use Permit: A permit issued for no longer than six (6) months.

SECTION III: For the duration of the Declaration of Emergency or until such time as the Board of Supervisors wishes to discontinue such powers, and for the preservation of the health, safety and welfare of the Citizens of Pike County, the Pike County Emergency manager shall have the discretionary power to issue or deny Temporary Use Permits. The granting of such discretionary power is intended to facilitate the timely, orderly, and safe placement of short term housing and other uses as directed by the Board of Supervisors during the declaration of Emergency.

SECTION IV: A permit issued under this authority shall not exceed six (6) months in duration; an extension may be requested in writing to the Pike County Board of Supervisors.

SECTION V: The granting of such Temporary Use permits does not exempt the applicant from other permits as may be required by the State Health Department. Any City Code Administration Office or other applicable State and Federal Regulatory Agencies.

SECTION VI: All applicants for the Temporary Use Permit shall sign a contractual agreement with the Pike County Emergency Manager specifying the time frame of the placement. The dates set within the agreement shall clearly show a point of beginning and an end time. The terms of this agreement shall be reasonably explained to the applicant at the time he or she signs the document. A copy of the signed agreement shall be provided to the applicant.

SECTION VII: Any applicant aggrieved by the action of the Pike County Emergency Manager may appeal such ruling to the Pike County Board of Supervisors within ten (10) days of the Emergency Manager's action.

SECTION VIII: The Emergency Manager shall advise the applicant of this right of Appeal.

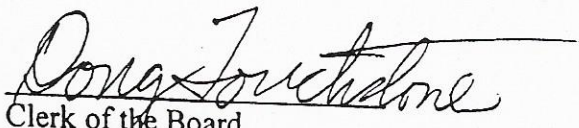
The form of the Appeal may be a letter delivered to the Board of Supervisors stating the applicant's objection.

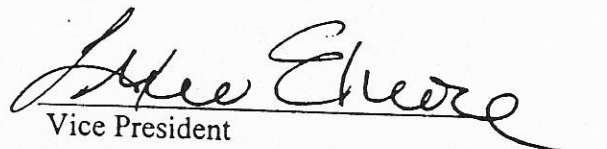
Supervisor Venton Adams seconded the Motion to adopt the above and foregoing Resolution whereupon the President put the question to a vote with the following results:

Supervisor Adams	Voted,	<u>For</u>
Supervisor Bowsky	Voted,	<u>Absent</u>
Supervisor Elmore	Voted,	<u>For</u>
Supervisor Fortenberry	Voted,	<u>Absent</u>
Supervisor Matthews	Voted,	<u>For</u>

The majority of the members present having voted in the affirmative, the President then declared the Motion carried and the Resolution adopted on this the 29th day of September, 2005

Attest


Clerk of the Board


Vice President