

**AN ORDINANCE TO REPEAL THE CURRENT SUBDIVISION REGULATIONS AND ZONING ORDINANCE, AND ADOPT A REVISED ZONING ORDINANCE OF THE CITY OF SALTILLO, MISSISSIPPI**

**WHEREAS**, authority was granted by Section 17-1-1, et seq. of the Mississippi Code Annotated (1972), to municipalities to regulate the height, number of stories and size of building and other structures, the percentage of lot that may be occupied, the size of the yards, courts and other open spaces, the density of population, and the location and use of buildings, structures and land for trade, industry, residence or other purposes; and

**WHEREAS**, the City of Saltillo maintains a current, formally adopted, comprehensive 20-year growth plan for the purpose to preserve and promote the public health, safety and general welfare of the city and to encourage and facilitate the growth and development of the city; and

**WHEREAS**, the ordinance governs all zoning and development and applies to all land, buildings, structures and uses located within the corporate limits of the City of Saltillo; and

**WHEREAS**, the Mayor and Board of Alderman of the City of Saltillo, Mississippi having been given the authority under Section 17-1-23 of the Mississippi Code of 1972, as amended, to allow for the adoption, amendment, and revision of regulations establishing the minimum standards for the subdivision of land; and

**WHEREAS**, the Board of Alderman of the City of Saltillo, Mississippi adopted "Construction Standards" for infrastructure and land subdivisions on August 5, 2008; and

**WHEREAS**, the Saltillo Board of Aldermen conducted a public hearing, with notice published in the Northeast Mississippi Daily Journal, at its regularly scheduled meeting on March 3, 2009, to review and consider the proposed zoning ordinance at which time no sufficient protest was received; and

**WHEREAS**, the Mayor and Board of Alderman of the City of Saltillo, Mississippi do find that the health, safety and general welfare of its citizens would best be served by the adoption of said ordinance,

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF SALTILLO MISSISSIPPI, AS FOLLOWS:**

**SECTION 1:** That a certain document, on file in the office of the Clerk of the City of Saltillo, being marked "Subdivision Regulations of the City of Saltillo, Mississippi", as adopted November 3, 1998, be and is hereby repealed.

**SECTION 2:** That a certain document on file with the Municipal Clerk of the City of Saltillo, being marked as "The Zoning Ordinance of the City of Saltillo, Mississippi", as adopted August 3, 2001, is hereby repealed.

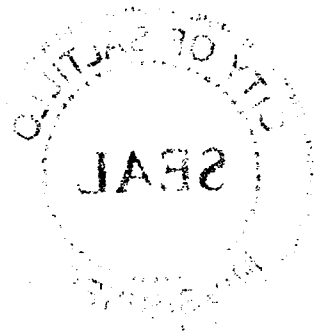
**SECTION 3:** That a revised Zoning Ordinance as reviewed and presented before the Board of Aldermen of the City of Saltillo, on March 3, 2009, is hereby adopted and designated as The Zoning Ordinance of the City of Saltillo, Mississippi.

**SECTION 4. REPEALER CLAUSE.**

That all previously adopted ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 5. CONFLICT.**

That nothing in this ordinance shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby revised or repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.



**SECTION 6. SEVERABILITY.**

That if any portion of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Aldermen hereby declares that it would have passed this ordinance, and each portion, irrespective of the fact that any one or more portions be declared unconstitutional.

**SECTION 7. APPLICABILITY.**

That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect thirty (30) days after its final passage and adoption.


The foregoing Ordinances having first been reduced to writing was read and considered by Sections, Alderman Bill Cherry made the motion and Alderman Beverly Bedford seconded the motion for its adoption.

**WHEREUPON**, said Ordinance was put to a vote upon its final passage as a whole and the same was passed as read, with result as follows:

Alderman Beverly Bedford	<u>YEA</u>
Alderman Mitch Brazeal	<u>YEA</u>
Alderman Bill Cherry	<u>YEA</u>
Alderman Terry Glidewell	<u>YEA</u>
Alderman Cliff Nichols	<u>YEA</u>

The motion having received the affirmative vote of a majority of the members present, the Mayor declared the motion carried and the Ordinance adopted on the 3rd day of March, 2009.

APPROVED:

  
MAYOR

ATTEST:

  
MUNICIPAL CLERK

