

**City of Hernando, Mississippi**

**Office of Planning**

**PLANNING COMMISSION SPECIAL MEETING MINUTES**

**December 2, 2021,**

The Planning Commission met in a special meeting on December 2, 2021, at 12:00 p.m. in the Board Room of the Hernando City Hall, 475 W. Commerce Street. The following Commissioners were present: Commissioner Ashworth, Commissioner Clark, Commissioner Brumbelow, and Commissioner Skeen. Commissioners Carter, Hawkins, Jordan, and Thorn were absent. The following staff members were also present Kendra Cobbs, Director of Planning, B. J. Page, City Planner, and Steve Pittman, City Attorney.

In the absence of the Commission Chairman, Mr. Carter, and the Vice-Chairman, Mr. Hawkins, Commissioner Skeen called the meeting to order at 12:05 p.m. Commissioner Clark gave the invocation followed by the roll being called. Commissioner Skeen noted that both the minutes of the November 9, 2021, regular meeting, as well as the minutes of this special meeting would be approved at the December 14, 2021, regular meeting of the Commission.

**OLD BUSINESS**

Commissioner Skeen noted that there was no “Old Business.”

**NEW BUSINESS**

Commissioner Skeen moved on to “New Business,” and announced the following item:

**PL 1509(b) – Request to Vacate the Recorded Plat of Fidelity Commercial Subdivision, Phase 1, Recorded in Plat Book 70, Page 48, of the DeSoto County Chancery Clerk’s Records, located on the south side of East Commerce Street, west of McCracken Road, and east of Bradford Trace Mobile Home Park Road in Section 18, Township 3 South, Range 7 West. Shannon Wells, of Clearpoint Consulting Engineers, on behalf of Carlisle Development, the property-owner.**

Mr. Page presented the application to the commission. He informed the Commission that Fidelity Commercial Subdivision, Phase 1, was approved by the Board of Aldermen on February 15, 2000. That plat was then recorded on April 3, 2000,in Plat Book 70, Page 48, of the DeSoto County Chancery Clerk’s Records.

On March 23, 2021, the Planning Commission recommended, and on April 6, 2021, the Board of Aldermen approved, a final plat for Carlisle Commercial Subdivision, which replaced the previously recorded Fidelity Commercial Subdivision plat. The Carlisle plat included a note on the face of the plat that stated:

“This subdivision plat supersedes and replaces in all respects the final plat of Fidelity Commercial Subdivision recorded in Plat Book 70, Page 48 in the Chancery Clerk’s office of DeSoto County, Mississippi.”

Our thinking at that time was that by the Planning Commission and the Board of Aldermen approving the Carlisle final plat, with that note on the face of the plat, that the Board’s final action effectively vacated the previously recorded Fidelity Commercial Subdivision plat. Unfortunately, the Chancery Court Clerk’s office has informed us that the note attached to the Carlisle plat is insufficient and they have refused to record the new Carlisle plat without the Board of Aldermen taking action to officially vacate the previously recorded Fidelity plat.

Mr. Page stated that the purpose of this application was to allow the Planning Commission and the Board of Aldermen the opportunity to officially vacate the recorded plat of the Fidelity Commercial Subdivision, Phase 1, as recorded in Plat Book 70, Page 48, of the DeSoto County Chancery Clerk’s Records, located on the south side of East Commerce Street, west of McCracken Road, and east of Bradford Trace Mobile Home Park Road in Section 18, Township 3 South, Range 7 West, so that the Carlisle Development plat could move forward and be recorded. Mr. Page asked any of the Commissioners had any questions regarding his staff report. There were none.

Commissioner Skeen asked if anyone wished to make a motion regarding the application.

Commissioner Clark made a motion to approve the vacation of the recorded plat of the Fidelity Commercial Subdivision, Phase 1, recorded on April 3, 2000, in Plat Book 70, Page 48, of the DeSoto County Chancery Clerk’s Records, located on the south side of East Commerce Street, west of McCracken Road, and east of Bradford Trace Mobile Home Park Road in Section 18, Township 3 South, Range 7 West.

Commissioner Brumbelow seconded the motion, which then passed unanimously.

**ADJOURN**

There being no further business to come before the Commission, Commissioner Clark made a motion to adjourn, seconded by Commissioner Brumbelow. The meeting adjourned at 12:20 p.m.