

AN ORDINANCE TO ESTABLISH A HISTORIC PRESERVATION DISTRICT TO BE KNOWN AS THE LELAND HISTORIC DISTRICT; TO DESIGNATE THE BOUNDARIES OF THE SUCH DISTRICT; AND TO PROVIDE FOR THE PRESERVATION, PROMOTION AND DEVELOPMENT OF SAID DISTRICT BY REQUIRING THAT NO APPLICATION PROPOSING THE ERECTION, ALTERATION, RESTORATION, DEMOLITION, OR MOVING OF ANY STRUCTURE WITHIN SAID HISTORIC DISTRICT SHALL BE APPROVED UNTIL REVIEWED AND APPROVED BY THE LELAND HISTORIC PRESERVATION COMMISSION.

WHEREAS, the Mayor and Board of Alderpersons of the City of Leland, Mississippi, did on March 7, 2000, adopt an Ordinance, now of record in Book 20 at Page 301 of the minutes of the meetings of Mayor and Board of Alderpersons, creating a Historic Preservation Commission known as the Leland Historic Preservation Commission; and,

WHEREAS, said Ordinance authorizes the Leland Preservation Commission to conduct or cause to be conducted a study and survey of architectural, archaeological, cultural and historic resources within the City of Leland and to recommend to the Mayor and Board of Alderpersons the adoption of ordinances designating landmarks, landmark sites, and historic areas or districts; and,

WHEREAS, said Preservation Commission has completed such study and survey and has recommended unto the Mayor and Board of Alderpersons that they adopt an ordinance designating a historic district to be known as the Leland Historic District, locating principally in the central business district and along Deer Creek Drive of said City; and,

WHEREAS, said proposed District has been approved by the Mississippi State Department of Archives and History and a portion thereof has been submitted to the State Review Board for Nomination to the National Register of Historic Places; now, therefore, pursuant to the Mississippi Local Government Historic Preservation Act of 1978 (Chapter 472, Laws of Mississippi, 1978, and Section 39-13-3 of the Mississippi Code of 1972, as amended);

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERPERSONS OF THE CITY OF LELAND, MISSISSIPPI, as follows:

SECTION I. DESIGNATION OF DISTRICT BOUNDARY: That area within the City of Leland, Mississippi, as hereinafter described is hereby designated as the Leland Historic District, as more particularly described in Exhibit "A" attached hereto and made a part hereof by reference as though fully copied verbatim herein, along with the map designating said District marked as

Exhibit "B" attached hereto and made a part hereof by reference as though fully copied verbatim herein.

SECTION 2. PROTECTION OF THE HISTORIC DISTRICT: In order to promote the general welfare through the preservation and protection of historic resources within the Leland central business district, and pursuant to said Ordinance of March 7, 2000, no exterior feature of any landmark, landmark site, or building structure within the Leland District (including but not limited to walls, fences, light fixtures, steps, pavement, trees or other appurtenance features) or any of the above ground utility structure or any type of outdoor advertising sign, shall be erected, altered, reconstructed, restored or rehabilitated, moved, cut or demolished within said Historic District until after an application for a Certificate of Appropriateness of such work has been submitted to and reviewed by the Commission and approved by the City, all as set forth in said Ordinance.

SECTION 3. DEFINITIONS: All definitions contained in said Ordinance of March 7, 2000, are hereby reference incorporated into this Ordinance, and all procedures shall be as therein provided.

SECTION 4. AMENDMENTS: The Mayor and Board of Alderpersons may from time-to-time and upon the recommendation of said Commission amend the boundaries of the Leland Historic District, and pursuant to said Ordinance.

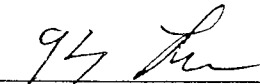
SECTION 5. SEPARABILITY: The provisions of this Ordinance are separable. If any Section, paragraph or sentence, or portion thereof, be declared by any court of competent jurisdiction to be void, invalid, or inoperative in ay manner, the decision of the court shall not affect the validity or applicability of the Ordinance as a whole or any part thereof other than the part held void, invalid or otherwise inoperative.


SECTION 6. INTERPRETATION: In interpreting and applying this Ordinance, its provisions shall be held to be the minimum requirements for the protection of the historic resources and the general welfare. It is not the intent of this Ordinance to interfere with, abrogate or annul any ordinance, rules, regulations or permits previously adopted or issued and not in conflict with any of the provisions of this Ordinance or which shall be adopted or issued pursuant to law relating to the use of buildings or premises and likewise not in conflict with this Ordinance, to interfere with, abrogate or annul any easement, covenant or other agreement between parties, except wherein this Ordinance imposes a grater restriction, this Ordinance shall control.

SECTION 7. EFFECTIVE DATE OF ORDINANCE: All Alderpersons being present and voting for the adoption hereof, the Board finds the need for the immediate development and use of portions of the property herein constitutes an emergency within the provisions of Section 21-13-11 of the Mississippi Code of 1972, and, therefore, this Ordinance shall take effect and be in force from and after its adoption and as provided by law.

ORDAINED, ADOPTED AND APPROVED on this, the 4th day of September, 2001.

CITY OF LELAND, MISSISSIPPI

BY: 
Kenny Thomas, Mayor

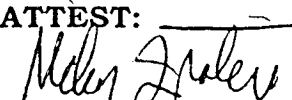
ATTEST:

MICKEY FRATESI, CITY CLERK

It is hereby certified that the foregoing Ordinance was offered and introduced in writing and its adoption was duly moved by Alderperson Russell B. King, III, and seconded by Alderperson Mala Brooks, and the vote was taken on final passage by both "Yeas" and "Nays" as follows:

Alderperson Danny Barber voted	<u>Yea</u>
Alderperson Andy Petro voted	<u>Yea</u>
Alderwoman Mala Brooks voted	<u>Yea</u>
Alderperson Rusty King voted	<u>Yea</u>
Alderperson Bo Walker voted	<u>Yea</u>

WHEREUPON, the Mayor declared said Ordinance duly, legally and unanimously adopted; and, he signed the same in open session at this meeting held on the 4th day of September, 2001.


KENNY THOMAS, MAYOR

ATTEST:

MICKEY FRATESI, CITY CLERK
Leland\HistoricDistrictOrdinance

DESIGNATION OF HISTORIC DISTRICT BOUNDARY

On the North side of Deer Creek, the Leland Historic District begins at the Northwest corner of the Highway 82 bridge crossing Deer Creek. From Highway 82 going West on North Deer Creek Drive East to Feltus Boulevard; turning North on Feltus Boulevard to East Third Street; turning West on East Third Street to Edwards Avenue; turning North on Edwards Avenue to Seventh Street; turning West on Seventh Street to North Main Street; turning South on North Main Street to North Deer Creek Drive East; turning West across the railroad track onto North Deer Creek Drive West, and continuing West on North Deer Creek Drive West to the bridge crossing Deer Creek at the Western boundary of the City.

On the South side of Deer Creek, the Leland Historic District begins at Highway 82 East at the Chamber of Commerce building (Jim Henson Exhibit); going West on South Deer Creek Drive East to Turner Street; turning South on Turner Street to Garrison Street; turning West on Garrison to East Street; turning South on East Street to Willeroy Street; turning West on Willeroy to Thompson Street; turning South on Thompson Street to Long Street; turning West on Long Street to South Broad Street; turning South on South Broad Street to Church Street; turning West on Church Street to South Main Street; turning North on South Main Street to South Deer Creek Drive East; turning West across the railroad track onto South Deer Creek Drive West, continuing West on South Deer Creek Drive West to the Western boundary of the City.

Both sides of the streets bordering the District will be considered to be in the Historic District as well as Deer Creek itself.

EXHIBIT "A"

