

STATE OF MISSISSIPPI
COUNTY OF LEAKE
CITY OF CARTHAGE

**ORDINANCE ESTABLISHING PROCEDURE FOR APPROVAL OF
MURALS WITHIN THE CITY OF CARTHAGE
HISTORIC PRESERVATION DISTRICT**

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMAN OF THE CITY OF CARTHAGE, Leake County, Mississippi, as follows:

SECTION 1.

PURPOSE. The purpose of this Ordinance is to protect, preserve, enhance and perpetuate those aspects of the City having historical, cultural, architectural and archaeological merit. Such historic activities will promote and protect the health, safety, prosperity, education and general welfare of the people living in and visiting Carthage, Mississippi.

SECTION 2:

DEFINITION. For the purpose of this Ordinance, the following definitions shall apply:

"MURAL" - Shall mean any piece of artwork painted directly on the outside of any side of any building, wall, ceiling, shed, roof or other large permanent surface or structure located within the Historic Preservation District of the City of Carthage, Mississippi, which contains lettering, graphics scenes, portraits or other objects depicted either by drawings, paintings, displays or other means.

"HISTORIC PRESERVATION DISTRICT" - Shall mean that district as designated in the City of Carthage Historic Preservation Ordinance and the Ordinance designating the Historic Preservation District for the City Carthage, Mississippi, located and maintained in City Hall in the Office of the City Clerk to the City of Carthage.

SECTION 3.

APPLICATION. Any new Murals beginning from the effective date of this Ordinance must be made by application by preparation of a Mural application form on file in the Office of the City Clerk at City Hall in the City of Carthage, Mississippi to the Historical Preservation Commission to the City of Carthage 212 Main Street, Carthage, Mississippi 39051, Telephone (601)267-8322. Once the application is made the Historic Preservation Commission shall review the application for a Mural. The Historic Preservation Commission will then present the application and its recommendations to the Mayor and Board of Aldermen for the City of Carthage for final approval or rejection. The review

process by the Historical Preservation Commission shall take up to twenty-one (21) business days from the date of application by the Historical Preservation Commission and then the action by the City Board shall be at the next regular scheduled board meeting following the actions taken by the Historic Preservation Commission. However, in no event shall an application not be acted upon by the Board of Aldermen for the City of Carthage for a period of more than sixty (60) days from the date of application.

SECTION 4.

REQUIREMENTS. The application for approval of the Mural shall require a full color rendering or sketches of the proposed Mural; a biography on the artist or artists and/or any additional and relevant information needed in order to consider the Mural application. The application form will be maintained and available in the Office of the City Clerk for the City of Carthage at City Hall located at 212 Main Street, Carthage, Mississippi 39051.

SECTION 5.

VIOLATION. Should the owner or occupant of property fail to obtain a Mural approval from the City of Carthage, or should the Mural as constructed, painted, or developed not comply with the Mural Application and approval process in the information provided to the City as set forth in this Ordinance, then in such event, the Code Inspector for the City of Carthage or his designee, shall notify the owner or occupant of the property upon which the Mural is being erected notifying them of the non-compliance of the Mural with the application approval process set forth herein above.

SECTION 6.

PENALTY. Anyone violating any provisions of this Ordinance shall upon conviction be fined in an amount not to exceed Five Hundred and 00/100ths Dollars (\$500.00) and/or confinement in jail for a term in jail for a term not exceeding six (6) months or both in addition to the penalty set forth herein the Municipal Court is hereby authorized to order the removal of said Mural and to access to the violator as part of the costs in this matter, the costs of the removal of same.

SECTION 7.

CONFLICT. All ordinances heretofore adopted on a subject which are in conflict herewith are hereby repealed and the application of this Ordinance will not be contrary to the public interest. No Variance from the strict application of any provisions shall be granted.

SECTION 8.

EFFECTIVE DATE. This Ordinance shall be in full force and effect one (1) month from and after its passage.

The foregoing Ordinance having been reduced to writing and having been read and

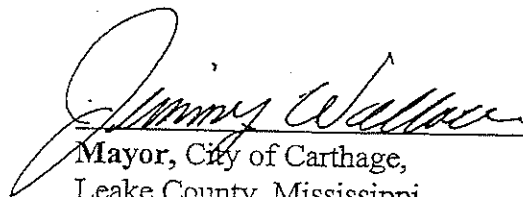
considered by Section and then as a whole, Alderman, Larwin Atkison moved to adopt same and seconded by Alderman Terry Jones the motion to adopt the Ordinance, and the Mayor having called the question to vote, was recorded as follows:

Alderman, David Cockroft.....	<u>Yea</u>
Alderman, David Herrington.....	<u>Yea</u>
Alderman, Terry Jones.....	<u>Yea</u>
Alderman, Larwin Atkinson.....	<u>Yea</u>

The Motion having received the affirmative vote of all Aldermen present, the Mayor declared the same carried.


The Mayor declared the Motion to have been carried and the Ordinance to have been adopted and directed the publication thereof.

SO ORDERED this the 2nd day of August, 2010.



 Mayor, City of Carthage,
 Leake County, Mississippi

ATTEST:



 City Clerk, City of Carthage,
 Leake County, Mississippi

