

RESOLUTION PURSUANT TO REGULATION 18 OF THE ALCOHOLIC BEVERAGE CONTROL DIVISION OF THE MISSISSIPPI DEPARTMENT OF REVENUE TO DESIGNATE A RESORT AREA CLASSIFICATION FOR THE CITY OF PASCAGOULA, MISSISSIPPI

WHEREAS, the electorate of Jackson County on July 29, 1966, voted in favor of coming out from under the prohibition laws and in favor of the manufacture, sale, distribution and possession of alcoholic beverages in Jackson County to the extent and in the manner permitted by the Laws of the State of Mississippi; and

WHEREAS, the law permits the designation of certain areas as “qualified resort areas”; and

WHEREAS, regulations have been adopted by the Alcoholic Beverage Control Division of the Mississippi Department of Revenue, establishing, among other things, the procedure by which qualified resort areas may be designated by the Department of Revenue; and

WHEREAS, the tourist industry of Jackson County, and particularly in Pascagoula, has grown steadily and has become ever more an important part of the economy of the entire Gulf Coast:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PASCAGOULA, MISSISSIPPI, AS FOLLOWS:

FIRST: That tourists, vacationers and other transients are regularly and customarily attracted to the City of Pascagoula, Mississippi, by its historical, scenic and recreational facilities and attractions.

SECOND: The City resources and amenities are a part of the tourism industry and attract vacationers and other transients to stop and to remain in Pascagoula overnight.

THIRD: Under the laws of State of Mississippi, the City Council has neither the right nor the duty to determine what is or is not a resort area within the meaning of the law, but under the Regulations of the Alcoholic Beverage Control Division of the Department of Revenue, the City Council may make application to the Department of Revenue to have the Department of Revenue determine whether or not the City, as a whole, can be classified as a resort area within the meaning of the law.

FOURTH: In an effort to comply with the terms of Regulation 18, the City Council does hereby authorize and direct the City Clerk to submit an application to the Alcoholic Beverage Control Division of the Department of Revenue for the designation of the area hereinafter described as a qualified resort area within the meaning of Chapter 1 of Title 67, Mississippi Code of 1972, more particular described as follows:

Commencing at the point of intersection of the line dividing Township 7 South and Township 8 South with the line dividing Range 5 West and Range 6 West, Jackson County, Mississippi, run thence North 0° 06' West along said line dividing said Range 5 West and Range 6 West a distance of 1,320.00 feet to the Point of Beginning; Continue thence North 0° 06' West along said line dividing said Range 5 West and said Range 6 West, a distance of 672.5 feet, more or less, to the South boundary of Jefferson Street as said street now runs; thence run South 89° 54' West along the South margin of said Jefferson Street a distance of 1,483.5 feet to a point on Mississippi Highway #63; thence North 0° 06' West, on said Highway #63 a distance of 24.4 feet; thence South 88° 56' West, along the South margin of said Jefferson Street, 2,856 feet, more or less, to the intersection of the South margin of said Jefferson Street with the East margin of River (Griffin) Road as said River (Griffin) Road now runs; thence due West a distance of 18,700 feet, more or less, to a point on the East bank of Bayou Chemeau; thence continue due West approximately 1,250 feet to the thread of the West Pascagoula River; thence Southerly following the thread of the West Pascagoula River approximately 4,500 feet to the point where such thread intersects the South margin of the CSX Railroad right-of-way; thence due South 21,500 feet; thence due East approximately 18,500 feet to a point lying on a line which is a Southerly extension of the centerline of Market Street; thence Northerly along said southerly extension of the centerline of Market Street approximately 8,000 feet to the corporate limits of the City; thence Easterly on a line parallel with and South 1,250 feet distant from the shore line (or Concrete seawall marking Beach Boulevard) along Mississippi Sound, a distance § 1-13 PASCAGOULA CODE of approximately 7,000 feet to a point which is 1,569 feet East of the Range Line separating Ranges 5 and 6 West, which point is in line with a projection of the remains of a metal fence that formerly marked the Eastern boundary of the Longfellow House and Gardens property in the City of Pascagoula; thence South Eastward on a line parallel to the

Shore Line and 1,250 feet south distant therefrom, a distance of 4,850 feet to a point 1,250 feet South of the shore line and in line with a southern projection of the Harbor Line as established by the Jackson County Port Authority on the West Bank of Bayou Casotte, thence North 13° 12' 50" East along the Harbor Line on the West Bank of Bayou Casotte and its southern projection, as established by the Jackson County Port Authority, a distance of 5,650 feet; thence North 58° 12' 50" East along the Harbor Line, as previously established by the Jackson County Port Authority, a distance of 353.55 feet (corrected distance); thence North 13° 12' 50" East along the Harbor Line (or its projection) on the West Bank of the dredged channel, as established by the Jackson County Port Authority, a distance of 4,310 feet (corrected distance) to a point, which is 1,320 feet North of the Section Line between Sections 8 and 17 of Township 8 South, Range 5 West; thence East from said point and parallel to said Section Line separating Sections 8 and 17, a distance of 1,700 feet to a point in line with a projection of the East right-of-way line of the Bayou Casotte Industrial Highway (Miss. State Route #611); thence North along the East right-of-way line of the Bayou Casotte Industrial Highway (Miss. State Route #611) and South and North projections thereof to a point that is 1,320 feet North of the Township Line separating Township 8 South and Township 7 South of Range 6 West, a distance of 10,560 feet; thence North along the projection of the East right-of-way line of the Bayou Casotte Industrial Highway (Mississippi State Route #611) a distance of 2,266 feet, more or less, to a point on the Southeast right-of-way of the CSX Railroad (formerly Louisville and Nashville Railroad); thence South 53° 52' West paralleling and 50 feet from the center line of the main line track of said railroad as said track now runs, a distance of 2,741 feet, more or less, to a point where the present South boundary of the City of Moss Point extended East would intersect; thence West across the CSX Railroad (formerly the Louisville and Nashville Railroad) and U.S. Highway No. 90 a distance of 543.5 feet, more or less, to the point where the South boundary of the City of Moss Point intersects said Northwest right-of-way of U. S. Route No. 90; thence West and along the South boundary of the City of Moss Point a distance of 3,117 feet, more or less, to the point where the South margin of said Jefferson Street intersects the West margin of Second Street; thence South 89° 54' West, along the South margin of said Jefferson Street, 2,267 feet, more or less, to the East boundary of Belfair Subdivision as per plat thereof recorded in the office of the Clerk of the Chancery Court of Jackson County, Mississippi, in Plat Book 6, Page 23; thence South 0° 06' East along the said East boundary of said Belfair Subdivision a distance of 680.6 feet; thence Westerly along the South boundary of Belfair Subdivision 1,291 feet, more or less, to the point of beginning, all in Jackson County, Mississippi.

FIFTH: The City Clerk is hereby directed to publish once each week for two consecutive weeks the following legal notice in THE SUN HERALD, a newspaper having a general circulation throughout all of Jackson County and in the area that is the subject of the application:

**LEGAL NOTICE
QUALIFIED RESORT AREA APPLICATION**

CITY OF PASCAGOULA

Pursuant to Miss. Code Ann. 67-1-72 notice is hereby given that application is being made for the City of Pascagoula to be recognized as a "Qualified resort area". The specific area under consideration is described as follows:

Commencing at the point of intersection of the line dividing Township 7 South and Township 8 South with the line dividing Range 5 West and Range 6 West, Jackson County, Mississippi, run thence North 0° 06' West along said line dividing said Range 5 West and Range 6 West a distance of 1,320.00 feet to the Point of Beginning; Continue thence North 0° 06' West along said line dividing said Range 5 West and said Range 6 West, a distance of 672.5 feet, more or less, to the South boundary of Jefferson Street as said street now runs; thence run South 89° 54' West along the South margin of said Jefferson Street a distance of 1,483.5 feet to a point on Mississippi Highway #63; thence North 0° 06' West, on said Highway #63 a distance of 24.4 feet; thence South 88° 56' West, along the South margin of said Jefferson Street, 2,856 feet, more or less, to the intersection of the South margin of said Jefferson Street with the East margin of River (Griffin) Road as said River (Griffin) Road now runs; thence due West a distance of 18,700 feet, more or less, to a point on the East bank of Bayou Chemeau; thence continue due West approximately 1,250 feet to the thread of the West Pascagoula River; thence Southerly following the thread of the West Pascagoula River approximately 4,500 feet to the point where such thread intersects the South margin of the CSX Railroad right-of-way; thence due South 21,500 feet; thence due East approximately 18,500 feet to a point lying on a line which is a Southerly extension of the centerline of Market Street; thence Northerly along said southerly extension of the centerline of Market Street approximately 8,000 feet to the corporate limits of the City; thence Easterly on a line parallel with and South 1,250 feet distant from the shore line (or Concrete seawall marking Beach Boulevard) along Mississippi Sound, a distance § 1-13 PASCAGOULA CODE of approximately 7,000 feet to a point which is 1,569 feet East of the Range Line separating Ranges 5 and 6 West, which point is in line with a projection of the remains of a metal fence that formerly marked the Eastern boundary of the Longfellow House and Gardens property in the City of Pascagoula; thence South Eastward on a line parallel to the Shore Line and 1,250 feet south distant therefrom, a distance of 4,850 feet to a point 1,250 feet South of the shore line and in fine with a southern projection of the Harbor Line as established by the Jackson County Port Authority on the West Bank of Bayou Casotte, thence North 13° 12' 50" East along the Harbor Line on the West Bank of Bayou Casotte and its southern projection, as established by the Jackson County Port Authority, a distance of 5,650 feet; thence North 58° 12' 50" East along the Harbor Line, as previously established by the Jackson County Port Authority, a distance of 353.55 feet (corrected distance); thence North 13° 12' 50" East along the Harbor Line (or its projection)

on the West Bank of the dredged channel, as established by the Jackson County Port Authority, a distance of 4,310 feet (corrected distance) to a point, which is 1,320 feet North of the Section Line between Sections 8 and 17 of Township 8 South, Range 5 West; thence East from said point and parallel to said Section Line separating Sections 8 and 17, a distance of 1,700 feet to a point in line with a projection of the East right-of-way line of the Bayou Casotte Industrial Highway (Miss. State Route #611); thence North along the East right-of-way line of the Bayou Casotte Industrial Highway (Miss. State Route #611) and South and North projections thereof to a point that is 1,320 feet North of the Township Line separating Township 8 South and Township 7 South of Range 6 West, a distance of 10,560 feet; thence North along the projection of the East right-of-way line of the Bayou Casotte Industrial Highway (Mississippi State Route #611) a distance of 2,266 feet, more or less, to a point on the Southeast right-of-way of the CSX Railroad (formerly Louisville and Nashville Railroad); thence South $53^{\circ} 52'$ West paralleling and 50 feet from the center line of the main line track of said railroad as said track now runs, a distance of 2,741 feet, more or less, to a point where the present South boundary of the City of Moss Point extended East would intersect; thence West across the CSX Railroad (formerly the Louisville and Nashville Railroad) and U.S. Highway No. 90 a distance of 543.5 feet, more or less, to the point where the South boundary of the City of Moss Point intersects said Northwest right-of-way of U. S. Route No. 90; thence West and along the South boundary of the City of Moss Point a distance of 3,117 feet, more or less, to the point where the South margin of said Jefferson Street intersects the West margin of Second Street; thence South $89^{\circ} 54'$ West, along the South margin of said Jefferson Street, 2,267 feet, more or less, to the East boundary of Belfair Subdivision as per plat thereof recorded in the office of the Clerk of the Chancery Court of Jackson County, Mississippi, in Plat Book 6, Page 23; thence South $0^{\circ} 06'$ East along the said East boundary of said Belfair Subdivision a distance of 680.6 feet; thence Westerly along the South boundary of Belfair Subdivision 1,291 feet, more or less, to the point of beginning, all in Jackson County, Mississippi.

This application is being filed by the Mayor and City Council of the City of Pascagoula.

The said application shall include a map marked to indicate the specific area under consideration as hereinabove described. The reasons why the area should be declared a resort area include the fact that Pascagoula, Mississippi, is an area that attracts tourists and vacationers because of its historical and scenic attractions and facilities and the area designated herein serves the tourists and vacationers to a very high degree.

Approval of the described area as a resort area will permit the operation of open bars in the area. Expressions of Opinion are requested of residents in the area. Any person wishing to request a hearing before the Board of Tax Appeals on the resort status of the area described herein must request a hearing in writing and it must be received by the Department of Revenue within (15) fifteen days from the first date this notice was published. Requests shall be sent to Chief Counsel, Legal Division, Department of Revenue, P.O. Box 22828, Jackson, MS 39225. The title and address of the applicant is the City of Pascagoula, Director of Community and Economic Development, 630 Delmas Avenue, Pascagoula, MS 39567.

THIS, the ____ day of _____ 2015

Date of First Publication: __/__/__