EXHIBIT 1

ECONOMIC DEVELOPMENT/PLANNING DEPARTMENT
GAUTIER, MISSISSIPPI

CONDITIONAL USE-MAJOR HEARING APPLICATION

Hearing Number
GPC 13-27-CU

TYPE OF REQUEST:		FEE:
Conditional Use – Major	✓	$250.00

Major Conditional Use – These uses are not allowed by right, and **require** a recommendation by the Planning Commission and approval of the City Council.

Name of Applicant : Michael Shane Russell

Name of Business: The Refuge Church

Address: 15128 Old River Rd Vancleave Mailing Address (if different):

Email Address: rcoatings@bellsouth.net

Phone: 228-826-5170 Cell Phone: 228-366-1035

Reason for request, location and intended use of Property: The Refuge church must move from current location due to S.B. Mall property being renovated. We would like to move our church to this location to accomodate our members now and in the future.

ATTACHMENTS REQUIRED AS APPLICABLE: 2012 Hwy 90, Suites 18 + 35
PID 82436045.000

✓ 1. Diagram of intended use, showing dimensions and distances of property, building with setbacks, parking spaces, entrances and exits.
✓ 2. Legal descriptions and street address.
✓ 3. A detailed project narrative that also addresses the questions on the "Criteria for Approval" page of this application.
N/A 4. Copy of protective covenants or deed restrictions, if any.
N/A 5. Copies of approvals, or requests for approval, from other agencies, such as, but not limited to, the Mississippi State Department of Health, U.S. Army Corp of Engineers, Mississippi Department of Environmental Quality and Department of Marine Resources.
N/A 6. Any other information requested by the Economic Development/Planning Director and/or members of the Technical Review Committee.
✓ 7. Owner's Consent form, if anyone other than 100% sole owner makes application (see attached).

Signature of Applicant: Shane Russell

Date of Application: 11/13/13

FOR OFFICE USE ONLY

Date Received 11/13/13 **Verify as Complete** BB

Fee Amount Received $250.00

Initials of Employee Receiving Application BB

EXHIBIT 1

OWNERS CONSENT AND DESIGNATION OF AGENCY – CONDITIONAL USE

I, Kenneth O. Smith, the fee simple owner of the following described property (give legal description):

2012 Hwy 90, Suites 18 & 35
Gautier MS 39553

hereby petition to the City of Gautier to *Grant a Conditional Use of* a church in Gautier and affirm that The Refuge Church is hereby designated to act as agent on my behalf to accomplish the above.

I certify that I have examined the application and that all statements and diagrams submitted are true and accurate to the best of my knowledge. Further, I understand this application; attachments and fees become part of the official records of the City of Gautier, MS, and are not returnable.

K O. Smith
(Owner's Signature)

The foregoing instrument was acknowledged before me this 6th day of Nov., 2013 by KENNETH O. SMITH, who is personally known to me or has produced _____ as identification and who did take an oath.

LANA H. SMEAL
(Printed Name of Notary Public)

Lana H Smeal
(Signature of Notary Public)

Commission # 23906. My commission expires Nov. 18, 2013

(Notary's Seal)

STATE OF MISSISSIPPI
LANA H SMEAL
NOTARY PUBLIC
ID No. 23906
Commission Expires
November 18, 2013
JACKSON COUNTY

EXHIBIT 1

MAJOR CONDITIONAL USE

Criteria for Approval
Major Conditional Use

1. Is the proposed use listed in the list of possible Conditional Uses in the particular Zoning District? yes

2. Please describe how the project is compatible with the character of development in the vicinity relative to (a) density, bulk and intensity of structures, (b) parking, and (c) other uses. Please attach parking plan, site plan, architectural rendering or other plans.
   over 60 spaces existing

3. Will your project negatively affect neighboring property values or pose a real or perceived threat to citizens? Explain. NO

4. Will your project adversely affect vehicular or pedestrian traffic in the vicinity? Explain. NO

5. Can the proposed use be accommodated by existing or proposed public services and facilities including, but not limited to, water, sanitary sewer, streets, drainage, police and fire protection, and schools? yes

6. Is the proposed use in harmony with the Comprehensive Plan? Explain how. yes

7. Does the proposed use pose a hazardous, detrimental, or disturbing affect, either real or perceived, to present surrounding land uses due to noises, glare, smoke, dust, odor, fumes, water pollution, vibration, electrical interference, or other nuisances? Explain. NO

8. Does the use conform to all district regulations for the applicable district in which it is located, or have other provisions been provided for? Explain. yes

EXHIBIT 1

To Whom it may concern,

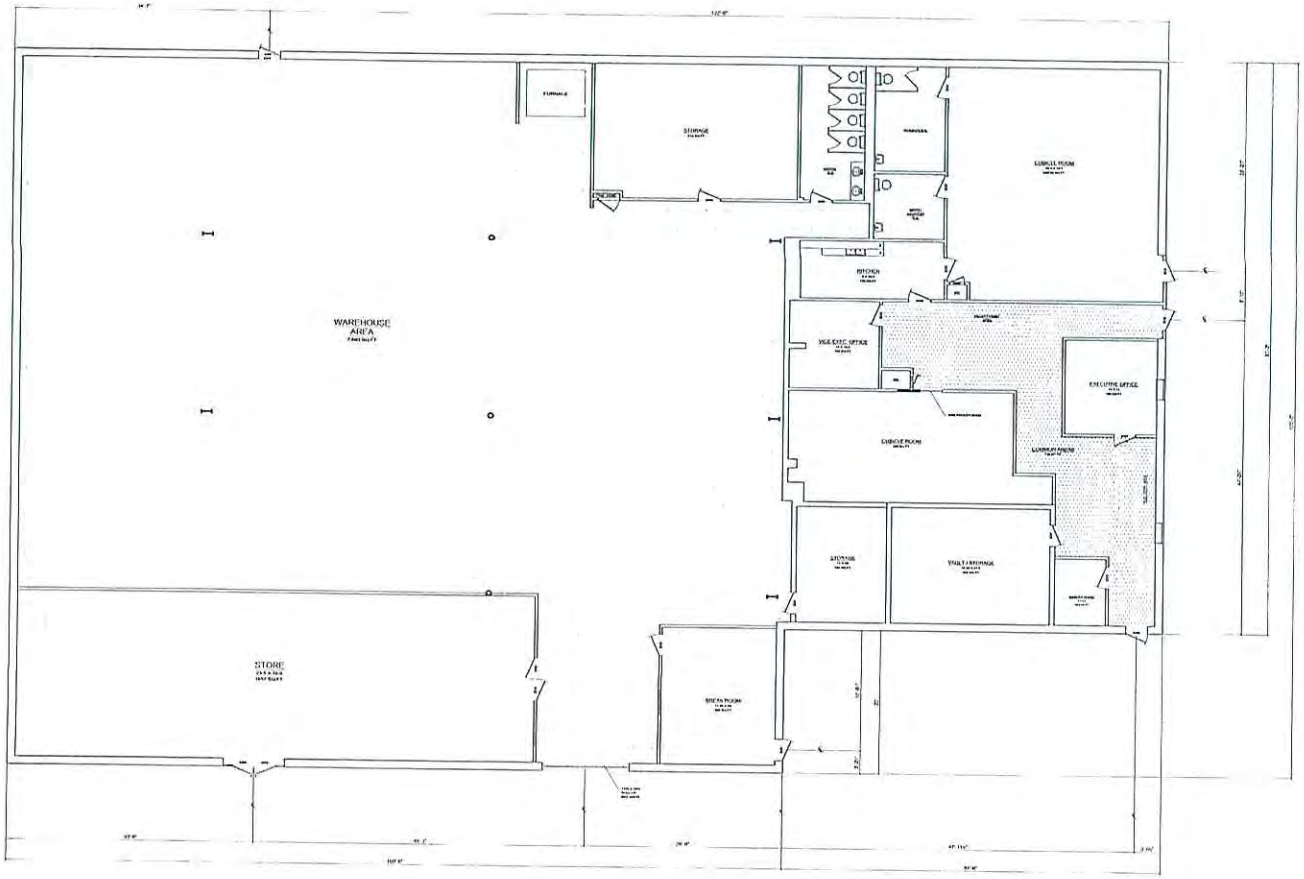
We the Refuge Church are being forced out of the Singing River Mall do to the demolition of the building we are currently occupying. We must be out by the 17 of December this year. We have at this time a congregation of about 50 people on average and wish to move to the mentioned property because the size of the structure will allow for growth as we begin to reach more people in Gautier and the surrounding cities and towns. The South section of the building will be used for the staff and Children's Church. The rectangle room in the North West corner will temporally be used as the sanctuary as we raise funds to renovate the empty warehouse section into a large sanctuary that will seat as many souls as the Fire Marshall will allow. The structure is perfect for the growth of our church in the years to come and it has adequate parking to the West and South of the building.

EXHIBIT 1

PRODUCED BY AN AUTODESK EDUCATIONAL PRODUCT

NORTH BLDG.

14,241 SQ FT
(TOTAL INSIDE EXT WALLS)



GENERAL NOTES:

1. SHARED SPACES SUCH AS HALLWAYS, WAITING AREAS, RECEPTIONIST AREAS, ETC., ARE ADDED TOGETHER IN SECTIONS NAMED COMMON AREAS. THESE SECTIONS ARE INDICATED WITH DOTTED PATTERNS.

2. TYPICAL INTERIOR WALL WIDTH IS 4 ½".

3. ROOMS THAT DO NOT SHOW DIMENSIONS FOR LENGTH AND WIDTH ARE EITHER OF AN ODD SHAPE OR CONTAIN A STRUCTURAL BEAM POCKET. AREA IN SUCH CASES IS CALCULATED USING CAD UTILITIES, AND ARE ROUNDED UP TO THE NEAREST HALF SQ FT.

Dungan Designs
Brian L. Dungan
(601) 447-7903

SMITH MITCHELL BUILDING

NORTH BLDG.

SCALE: 1/8" = 1'-0"

SHEET NUMBER:
04
SHEET 4 OF 4

EXHIBIT 1

Parcel Information

PIDN: 82436045.000

GISP: 777.36-02-0002.00

Owner Information

Name: SMITH KENNETH O &

Percent of Ownership: 100

Name2: MITCHELL WILLIAM H

Mailing Address: P O BOX 819
GAUTIER MS 39553

Physical Address: 2012 HWY 90 GAUTIER

Land Information

Section, Township, Range: 36 7S 7W

Acreage: 2.92000007

Street Name: HWY 90

Value and Tax Information

Total Assessed Value: 219670

Total Appraised Value: 1464460

Improvement Value: 1227070

Land Value: 237390

Tax Amount: 28526

SQ. FT: 0

Year Built: 1968

Legal Description

Description: COM NWC SEC 36 S 2640' E 1510' TO POB E 422.39' S 71.70' N 87* E 4' S 7.69' S 87* W 4' S 81.44' S 83* E 28.13' S 38.71' E 22.65' S 25' S 2* W 181.61' TO N/M HWY N 79* W 196.32' NLY & WLY 409' N 155.16' TO POB DB 1078-306 (2 Map777.36-02)

Deed Book / Page: 1078 / 306

Printed on Wed Nov 20 2013 02:31:15 PM.

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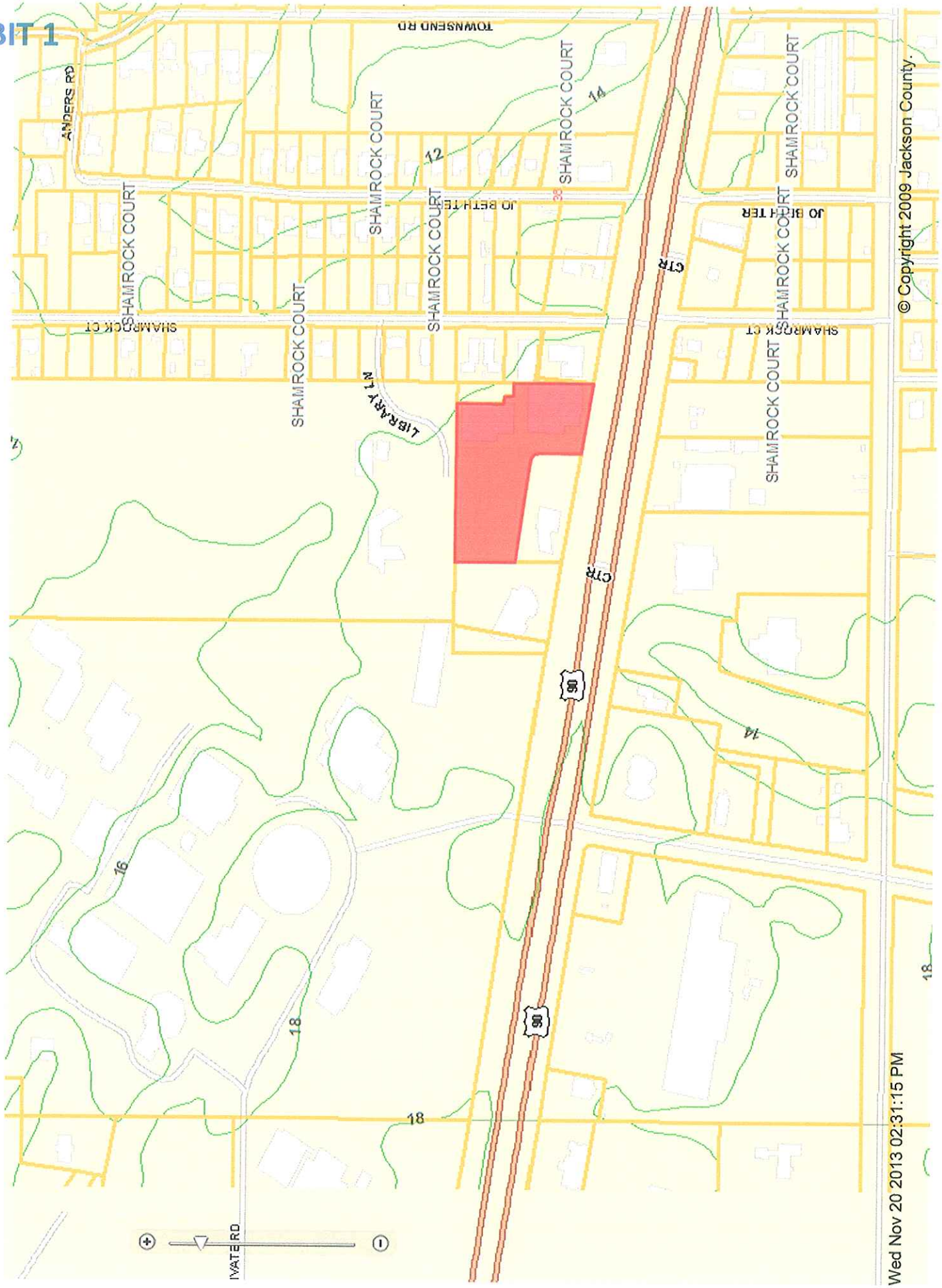
EXHIBIT 1


TOWNSEND RD
ANDERS RD
SHAMROCK COURT
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SHAMROCK CT
SHAMROCK CT
JO BETH TER
JO BETH TER
LIBRARY LN
CTR
CTR
IVATE RD
12
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18
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Wed Nov 20 2013 02:31:15 PM

EXHIBIT A

Location Map
Refuge Church
2012 Highway 90
Conditional Use - Major

City Of Gautier
Economic Development/Planning

0 400 800
Feet

N
W E
S

Prepared by the
City of Gautier
GIS Division

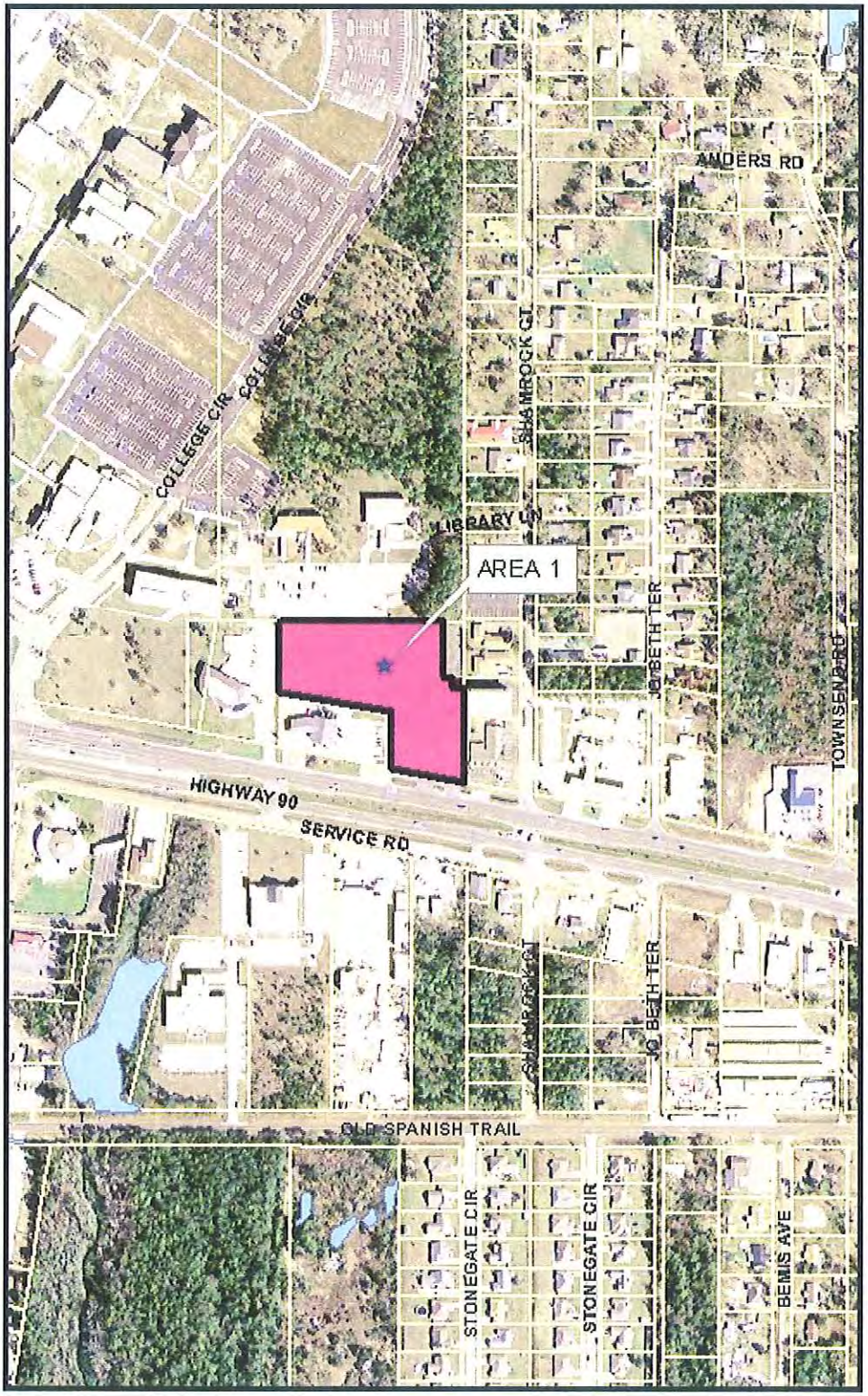

EXHIBIT B

Existing Zoning Map

City Of Gautier
Economic Development/Planning

0 400 800
Feet

N
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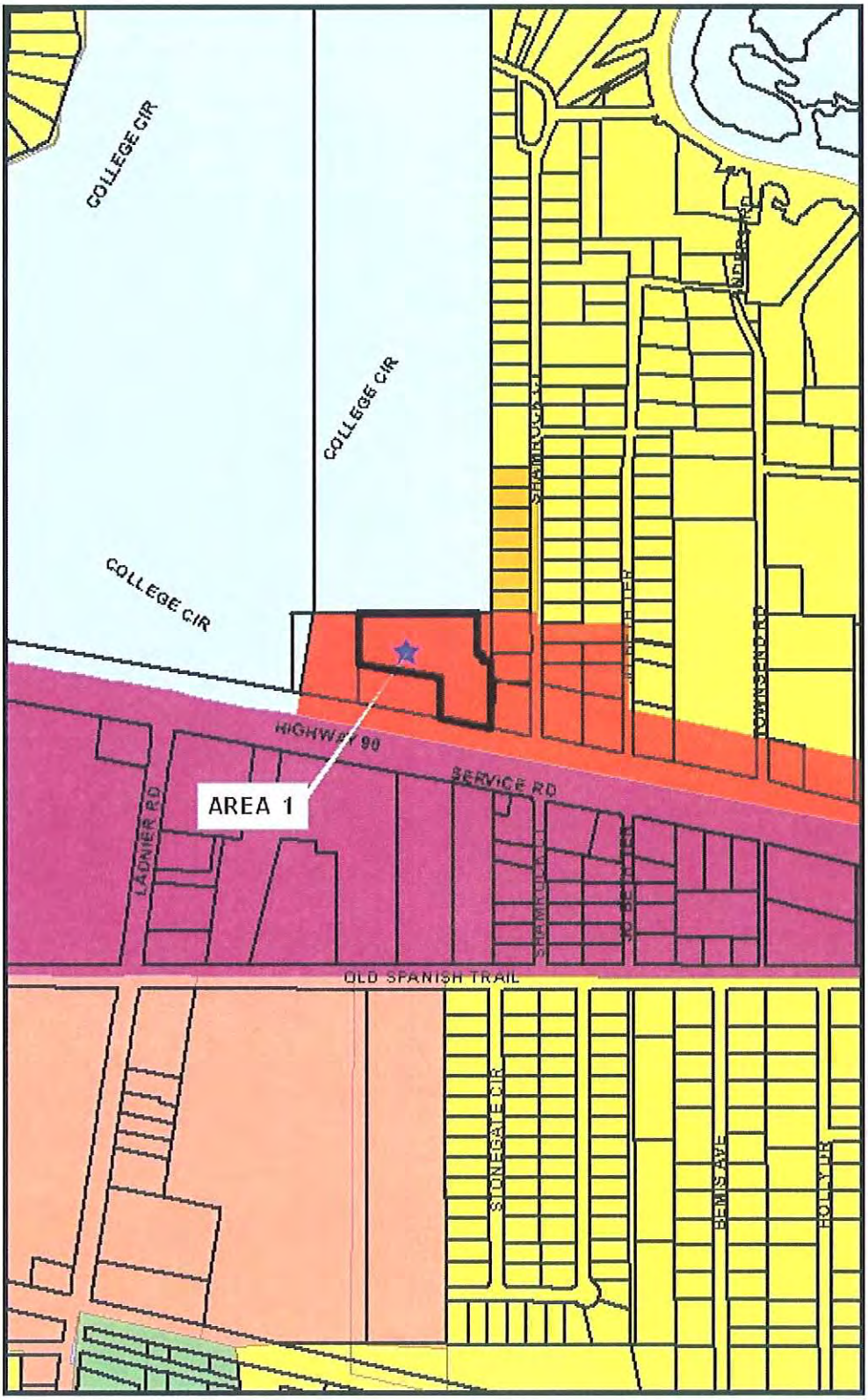
S

Prepared by the
City of Gautier
GIS Division



Legend

- AG Agricultural
- PL Public/Semi-Public
- PUD Planned Unit Development
- R-1 Low Density Residential
- R-2 Multi-Family Residential
- R-3 Mobile Home District
- MUM
- TC
- MUR C-1
- MUR C-2
- MUR C-MW
- C-1 Neighborhood Commercial
- C-2 Community Commercial
- C-3 Highway Commercial
- I-2 Industrial

EXHIBIT C

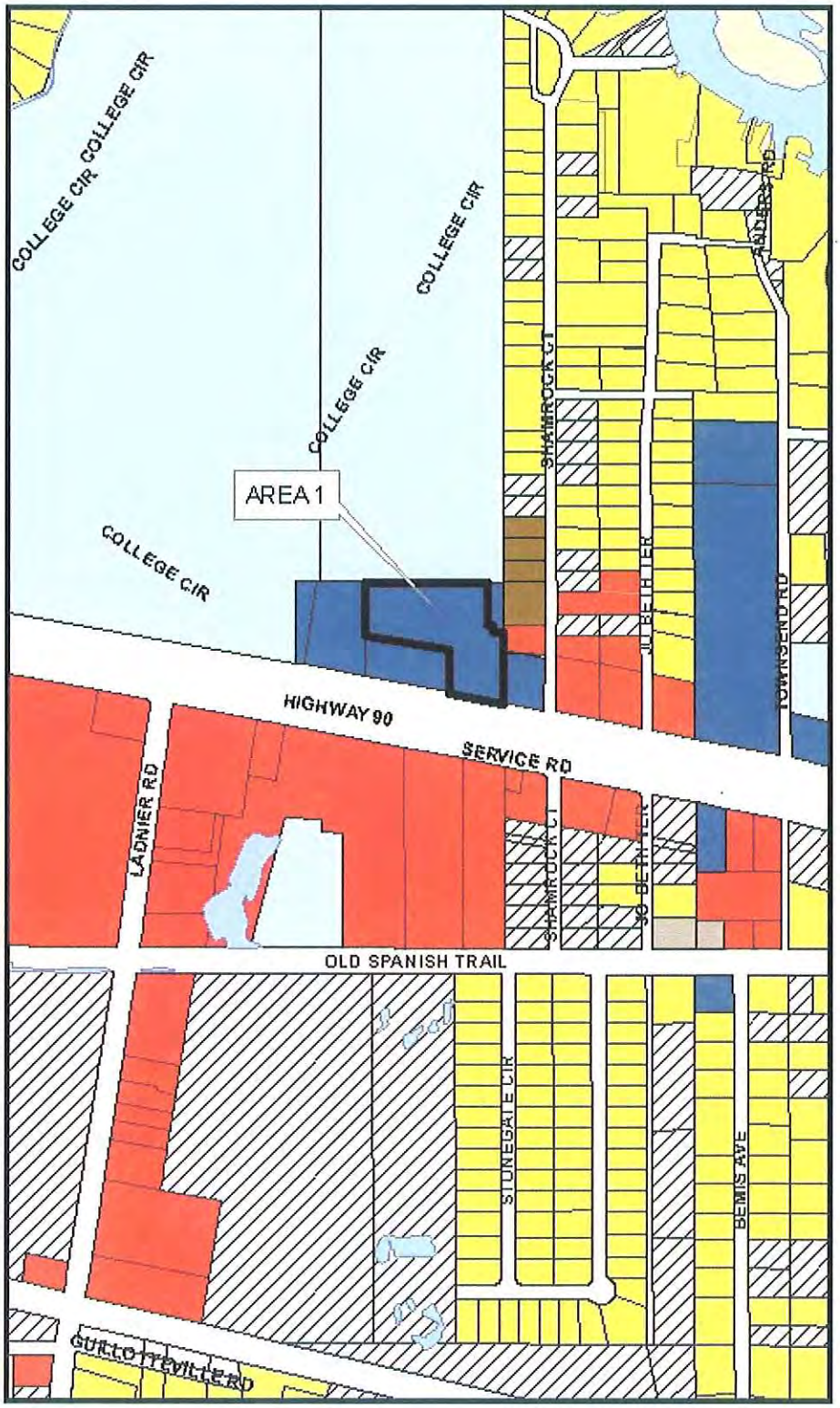
Existing Land Use Map

City Of Gautier
Economic Development/Planning

0 400 800
Feet

N
W E
S

Prepared by the
City of Gautier
GIS Division



Legend

EXISTING LAND USE

- Commercial-Retail
- Conservation
- Civic
- Industrial
- Marina/Fish Camps
- High Density Residential
- Mobile Home
- Mobile Home Park
- Medium Density Residential
- Office
- Recreation
- Very Low to Low Density Residential
- Utility
- Vacant

EXHIBIT D

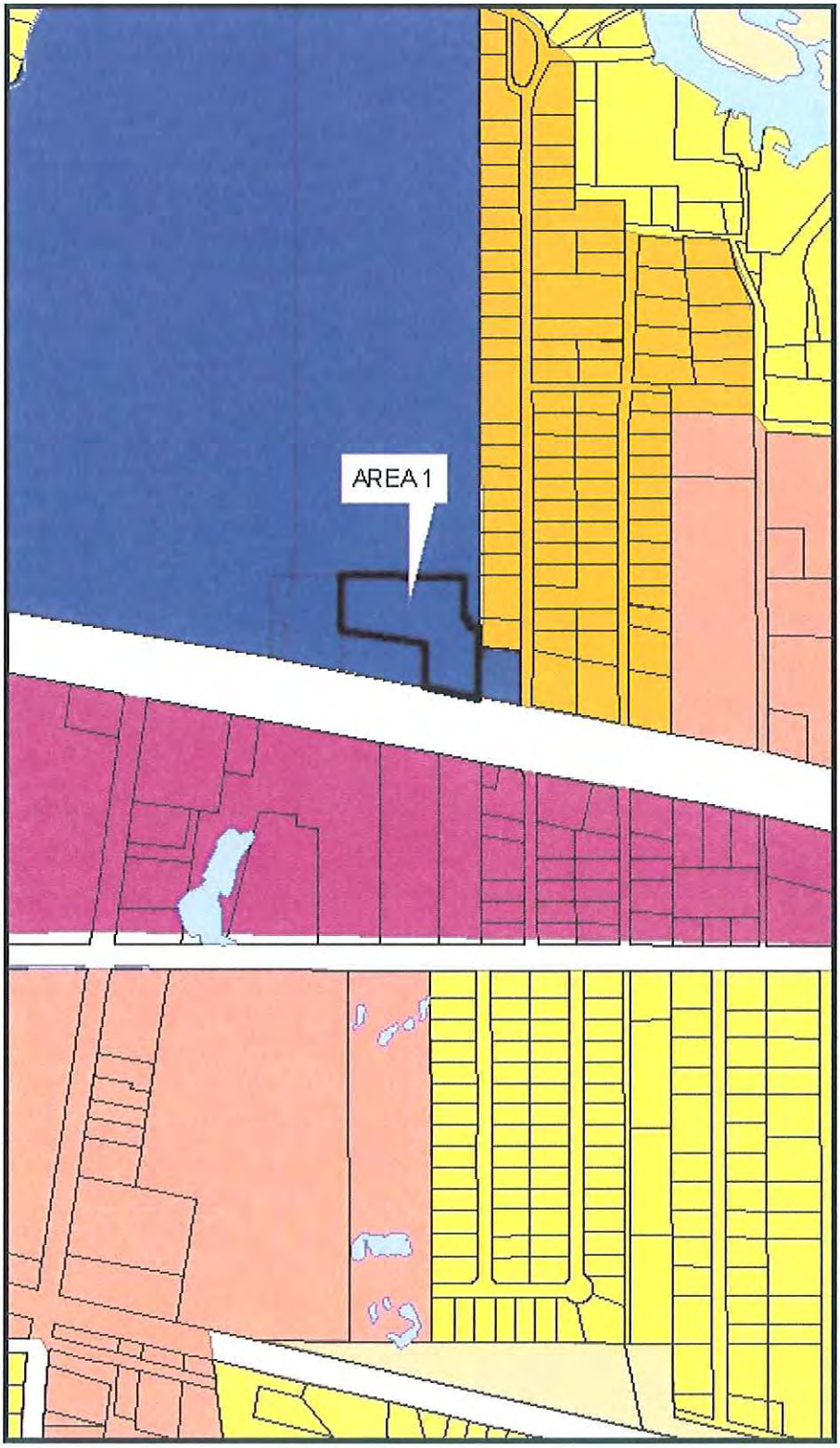
Future Land Use Map

City Of Gautier
Economic Development/Planning

0 400 800
Feet

N
W E
S

Prepared by the
City of Gautier
GIS Division



Legend

- Civic
- High Impact Commercial
- Conservation
- High Density Residential
- Industrial
- Low Density Residential
- Medium Density Residential
- Mobile Home Residential
- Low Impact Commercial
- Recreational
- Recreational Commercial
- Regional Scale Commercial
- Mixed Use Residential
- Town Center
- Very Low Density Residential