

## ORDINANCE

WHEREAS, the Mayor and Board of Aldermen of the City of Canton, Mississippi, heretofore adopted an Ordinance on the 7<sup>th</sup> day of February, 2006, imposing a moratorium on the construction of airports and airstrips within the City, which defined the same as follows:

“Airport” means a runway having any or all of the following characteristics: facilities for storage; supply and maintenance of aircraft; commercial uses and services such as flight instruction; charter or air freight service; passenger service; agriculture services including herbicide or pesticide application; and facilities maintained or operated by governmental units, agencies or private corporations.

“Airstrip” means a runway without normal airport facilities maintained for private use of the owner of the property on which it is located.

WHEREAS, after due consideration, as well as having received input from numerous sources, the Mayor and Board have determined that it is in the best interest of the City that the construction and operation of airports and airstrips, as defined above, as well as all related activities, including, but not limited to, take-offs, landings, touchdowns, etc., by motorized aircraft, should be prohibited in all areas of the City which are zoned for residential uses.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSISSIPPI, that the construction and operation of airports and airstrips, as defined hereinabove, as well as all related activities including, but not limited to, take-offs, landings, touchdowns, etc., by motorized aircraft are hereby prohibited in all areas within the municipal boundaries of the City which are zoned for residential uses.

BE IT, FURTHER, ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSISSIPPI, that each violation of this Ordinance shall constitute a misdemeanor and punishable by a fine of \$1,000.00, imprisonment in the Madison County Detention Center for a term not to exceed one (1) year, or both.

BE IT, FURTHER, ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSISSIPPI, that all Ordinances, or parts of Ordinances, in conflict with the provisions of this Ordinance are hereby repealed, and the provisions hereof shall control.

BE IT, FURTHER, ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSISSIPPI, that in order to protect the health, safety and welfare of the citizens and property within the City of Canton, Mississippi, this Ordinance shall take effect upon adoption.

SO ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF CANTON, MISSISSIPPI, this the 20<sup>th</sup> day of June 2006.

Said Ordinance being first reduced to writing and after discussion on the matter, full and complete, Aldermen Weems offered and moved for the adoption of the above and foregoing Ordinance. Alderman Myers seconded the motion to adopt said Ordinance, and the question being put to a roll call vote, the result was as follows, to wit:

Alderman Ray Rosamond	Voted: <u>"Aye"</u>
Alderman Billy Myers	Voted: <u>"Aye"</u>
Alderman Charles A. Weems	Voted: <u>"Aye"</u>
Alderman Louis Smith	Voted: <u>"Aye"</u>
Alderman Kenneth Wayne Jones	Voted: <u>"Nay"</u>
Alderman Eric Gilkey	Voted: <u>"Aye"</u>
Alderwoman Alice M. Scott	Voted: <u>"Aye"</u>

The motion having received the affirmative vote of a majority of the Board members present, the Mayor declared the Motion carried, and the Ordinance duly adopted at a regular meeting of the Mayor and Board of Aldermen of the City of Canton, Mississippi, on the 20<sup>th</sup> day of June 2006.

S/Fred Esco, Jr.  
Fred Esco, Jr., Mayor

ATTEST:

S/Valerie Smith  
Valerie Smith, City Clerk