



THE CITY OF MOBILE, ALABAMA  
BOARD OF ZONING ADJUSTMENT

LETTER OF DECISION

March 10, 2017

James Christopher Fuchs  
Bonnie Fuchs  
309 Long Court  
Mobile, AL 36608

Re: #6088  
(Case #ZON2017-00183)  
**Bonnie Fuchs & James Christopher Fuchs**  
**309 Long Court**  
**(West side of Long Court, 88'± South of its North Terminus).**

Dear Applicant(s) / Property owner(s):

On March 6, 2017, the Board of Zoning Adjustment considered your request for a **Fence Height Variance** to allow an existing 8'-6" high privacy fence along a residential property line to remain intact in an R-1, Single-Family Residential District: the Zoning Ordinance limits privacy fences to an 8'-0" maximum height along property lines in an R-1, Single-Family Residential District at the above referenced location.

After discussion, the Board determined the following findings of fact for Approval:

- 1) Granting the variance will not be contrary to the public interest because the fence does not impede traffic visibility where it is located;
- 2) Special conditions appear to exist and a hardship exists such that the literal enforcement of the provisions of the chapter will result in an unnecessary hardship, due to the topography of the property; and
- 3) The spirit of the chapter shall be observed and substantial justice shall be done to the surrounding neighborhood by granting the variance because the fence does not cause line-of-sight issues for traffic.

**Bonnie Fuchs & James Christopher Fuchs**

**March 10, 2017**

**Page 2**

Any party aggrieved by this decision may, within fifteen days of the date of the decision, appeal to the Circuit Court of Mobile County by filing a written notice of appeal, specifying the decision from which the appeal is taken. Notice of the appeal, as well as a date stamped copy of the appeal filed in Circuit Court must be filed with this Board within the fifteen-day appeal period.

No permit, license or certification can be issued until the 15-day appeal period has expired and no appeal has been made. If a permit/license has not been obtained on or before September 6, 2017, the **Variance** will expire and become null and void. For additional assistance call (251) 208-5895.

Sincerely,

**BOARD OF ZONING ADJUSTMENT**

William Guess, Chairman

By: Marie York  
Marie York, Planner II

cc: Southland Surveying, Inc.

/lr