



THE CITY OF MOBILE, ALABAMA

BOARD OF ZONING ADJUSTMENT

LETTER OF DECISION

August 5, 2022

Deborah May
Deborah's Home Day Care
5032 Government Boulevard
Mobile, Alabama 36693

Re: #6464/4770
(Case #BOA-002056-2022)
Deborah May
5032 Government Boulevard
(East side of Government Boulevard, 566'± North of Lansdowne Drive).

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

On August 1, 2022, the Board of Zoning Adjustment considered your request for a **Use Variance to allow ten (10) children in a home-based child day care business in an R-1, Single-Family Residential District; the Zoning Ordinance does not allow more than six (6) children in a home-based child day care business in an R-1, Single-Family Residential District.**

After discussion, the Board determined the following Findings of Fact for Denial:

- a. Approving the variance will be contrary to the public interest in that it will be contrary to Section 64-12 of the Zoning Ordinance regarding permitted uses;**
- b. Special conditions do not exist in such a way that a literal enforcement of the provisions of the chapter will result in an unnecessary hardship since a home-based day care business is operated from the property in compliance with the Zoning Ordinance; and,**
- c. The spirit of the chapter shall not be observed, and substantial justice shall not be done to the surrounding neighborhood by granting the Variance because the surrounding properties are zoned for residential use.**

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.

BOA-002056-2022 DEBORAH MAY

August 5, 2022

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For additional assistance call (251) 208-5895.

Sincerely,

BOARD OF ZONING ADJUSTMENT

William Guess, Chairman

By: 
Margaret Pappas
Deputy Director of Planning and Zoning