



THE CITY OF MOBILE, ALABAMA

BOARD OF ZONING ADJUSTMENT

LETTER OF DECISION

June 9, 2023

Gerald Byrd
Byrd Surveying
2609 Halls Mill Road
Mobile, Alabama 36606

Re: #6519
BOA-002509-2023
6300 McKenna Drive
Byrd Surveying
District 2

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

On June 5, 2023, the Board of Zoning Adjustment considered your request a **Use Variance to allow a commercial catering service at an existing church school in an R-1, Single-Family Residential-Suburban District; the Unified Development Code (UDC) does not allow a commercial catering service in an R-1, Single-Family Residential-Suburban district.**

After discussion, the Board made the following findings of fact for approval:

- 1) **The variance will not be contrary to the public interest, as there will be no changes as it relates to the existing curb cuts;**
- 2) **Special conditions exist such that a literal enforcement of the provisions of the chapter will result in unnecessary hardship; and**
- 3) **The spirit of the chapter shall be observed, and substantial justice done to the applicant and the surrounding neighborhood by granting the variance.**

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 **December 5, 2023**, the variance will expire and become null and void.

P.O. BOX 1827 • MOBILE, ALABAMA 36633-1827

BOA-002509-2023 Byrd Surveying

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Page 2 of 2

For further assistance, please call 251-208-5895.

Sincerely,

BOARD OF ZONING ADJUSTMENT

William Guess, Chairman

By:



Margaret Pappas

Deputy Director of Planning and Zoning