

**BOARD OF ZONING ADJUSTMENT  
LETTER OF DECISION**

April 6, 2010

Tamara Taylor & Eric Williams  
1252 Government St.  
Mobile, AL 36604

Re: **#5608**  
**(Case #ZON2010-00591)**  
**Tamara Taylor & Eric Williams**  
**1252 Government Street**

North side of Government Street, 55'± West of South Georgia Avenue.

**Use and Tree Planting and Landscaping Variances to allow a restaurant in a B-1, Buffer Business District and no tree plantings or landscaping; the Zoning Ordinance requires minimum B-2, Neighborhood Business District zoning for a restaurant and full compliance with tree planting and landscaping requirements.**

Dear Applicant/Property Owner:

On April 5, 2010, the Board of Zoning Adjustment considered the above referenced application for variance.

After discussion, the application was approved, subject to the following conditions:

- 1) hours of operation be limited to 6:00 AM – 6:00PM;**
- 2) provision that the dumpster pick-up be between 9:00 AM and 9:00 PM on weekdays only;**
- 3) provision that deliveries are restricted to the hours of operation;**
- 4) that the site not be allowed the sales of alcohol;**
- 5) the smoker be limited to the hours of operation;**
- 6) lighting of the site to focus only on the site and not overflow to the adjacent residential properties;**
- 7) provision of a hedge or fence along the eastern property line, to be approved by the Architectural Review Board;**
- 8) provision of a dumpster, screened from view and in compliance with Section 64-4.D.9 of the Zoning Ordinance;**

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- 9) provision of a revised site plan to the Planning Section of Urban Development prior to the issuance of any permits or land disturbance activities; and
- 10) full compliance with all other municipal codes and ordinances.

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 October 20, 2010, the **Use and Tree Planting and Landscaping Variances** will expire and become null and void. For additional assistance call (251) 208-5895.

Sincerely,

**BOARD OF ZONING ADJUSTMENT**

Reid Cummings, Chairman

By: \_\_\_\_\_  
Caldwell Whistler, Planner I

cc: Moseley Surveying

sg