



THE CITY OF MOBILE, ALABAMA
BOARD OF ZONING ADJUSTMENT

LETTER OF DECISION

March 8, 2018

David Shumer
Barton & Shumer Engineering, LLC
3213 Midtown Park S.
Mobile, AL 36606

Re: #6163
(Case #BOA-000413-2018)
David Shumer (Barton & Shumer Engineering, LLC)
4568 Halls Mill Road
(North side of Halls Mill Road, 715'± West of the North terminus of Laughlin Drive.)

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

On March 5, 2018, the Board of Zoning Adjustment considered your request for a **Parking and Access/Maneuvering Surface Variances to allow the retention of aggregate parking and access/maneuvering surfaces at a school in an R-1, Single-Family Residential District** at the above referenced location.

After discussion, the Board determined the following findings of facts for Denial:

- 1) Granting the variance will be contrary to the public interest in that it will be contrary to Section 64-6.A.3. of the Zoning Ordinance regarding parking surfacing;**
- 2) Special conditions may exist such as the history of aggregate on the site, but not in such a way that a literal enforcement of the provisions of the chapter will result in an unnecessary hardship; and**
- 3) 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 site can be developed in such a way that a variance would not be required.**

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.

David Shumer (Barton & Shumer Engineering, LLC)

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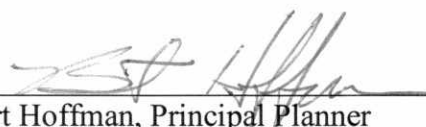
For additional assistance call (251) 208-5895.

Sincerely,

BOARD OF ZONING ADJUSTMENT

William Guess, Chairman

By: _____


Bert Hoffman, Principal Planner

cc: Dunnaway Corporation