



THE CITY OF MOBILE, ALABAMA

BOARD OF ZONING ADJUSTMENT

LETTER OF DECISION

May 6, 2025

Steven Silverstein
The Velmeir Companies
1380 Epping Forest Drive
Atlanta, Georgia 30319

Re: 6669
BOA-003306-2025
5399 U.S. Highway 90 West
Jacob Franklin, Kimley-Horn & Associates, Inc.
District 4
Setback Variance to allow a dumpster located within the front 25-foot setback in a B-3, Community Business Suburban District; the Unified Development Code (UDC) does not allow structures exceeding three-feet (3') in height to be located within the front 25-foot setback in a B-3, Community Business Suburban District.

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

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

- A. The variance **will not** be contrary to the public interest;
- B. Special conditions **exist** such that a literal enforcement of the provisions of the chapter **will** result in unnecessary hardship; and
- C. The spirit of the chapter **shall be** observed, and substantial justice **done** to the applicant and the surrounding neighborhood by granting the variance.

The approval is subject to the following conditions:

- 1. Obtaining all necessary building permits; and
- 2. Full compliance with all municipal codes and ordinances.

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 November 5 , 2025, the variance will expire and become null and void.

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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.

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

Sincerely,

BOARD OF ZONING ADJUSTMENT

William Guess, Chairman

By: Stephen Guthrie

Stephen Guthrie

Deputy Director of Planning and Zoning