



THE CITY OF MOBILE, ALABAMA  
BOARD OF ZONING ADJUSTMENT  
LETTER OF DECISION

February 3, 2016

Doria Durham  
12 Chandon Court  
Mandeville, LA 70448

Re: #6026/5917  
(Case #ZON2016-00005)  
Doria Durham, Agent for Verizon Wireless  
104 St. Francis Street  
(Northwest corner of St. Francis Street and North Royal Street).

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

On February 1, 2016, the Board of Zoning Adjustment considered your request for **Site Variance to allow the installation of wireless communications equipment on the rooftop of a building, that will be visible from the street, on a T-6 site within the Downtown Development District** at the above referenced location.

After discussion, the Board determined the followings findings of fact for Approval:

- 1) approving the variance will not be contrary to the public interest based upon the fact that the technological requirements of telecommunications equipment requires a specific relationship to a service area;
- 2) the placement of the telecommunications equipment on this site, or any other nearby site in a compliant manner, will result in a failure to achieve service requirements, resulting in an unnecessary hardship; and
- 3) that the spirit of the chapter shall be observed and substantial justice shall be done to the applicant and the surrounding neighborhood by granting the variance by specifically identifying criteria that can be applied to similar technological requirements.

The Approval is subject to the following conditions:

- 1) painting or otherwise masking the antennae if possible, while maintaining the applicant's desired signal service level;
- 2) full compliance with all other municipal codes and ordinances;

- 3) obtaining a Certificate of Appropriateness from the Architectural Review Board; and
- 4) submission for review by the Consolidated Review Committee.

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 August 1, 2016, the **Site Variance** will expire and become null and void. For additional assistance call (251) 208-5895.

Sincerely,

**BOARD OF ZONING ADJUSTMENT**

William Guess, Chairman

By: Marie Cross  
Marie Cross, Planner II

cc: JP-Mobile, LLC  
Tower Engineering, Inc.

/lw