



# CITY OF MOBILE

## BOARD OF ZONING ADJUSTMENT LETTER OF DECISION

August 9, 2012

SAMUEL L. JONES  
MAYOR

OFFICE OF THE CITY COUNCIL  
COUNCIL MEMBERS

REGGIE COPELAND, SR.  
PRESIDENT-DISTRICT 5

FREDRICK D. RICHARDSON, JR.  
VICE PRESIDENT-DISTRICT 1

WILLIAM C. CARROLL, JR.  
DISTRICT 2

JERMAINE A. BURRELL  
DISTRICT 3

JOHN C. WILLIAMS  
DISTRICT 4

BESS RICH  
DISTRICT 6

GINA GREGORY  
DISTRICT 7

CITY CLERK  
LISA C. LAMBERT

Airport Boulevard Baptist Church  
6301 Airport Boulevard  
Mobile, AL 36608

Re: #5767  
(Case #ZON2012-01744)  
Cellular South Real Estate

6301 Airport Boulevard  
(West side of Schaub Avenue at its North terminus)

**Use, Height, Setback and Buffer Separation Variances to allow a 100' monopole cellular communications tower in an R-1, Single-Family Residential District, setback 22.5' from a lease parcel line and 22.5' from residentially zoned property; the Zoning Ordinance prohibits telecommunications towers in R-1 districts, the maximum height allowed is 35', a 100' high tower must be setback at least 100' from a lease parcel line, and a 200' buffer separation from residential property is required in an R-1, Single-Family Residential District.**

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

On August 6, 2012, the Board of Zoning Adjustment approved your request for Use, Height, Setback, and Buffer Separation Variances to allow a 100' monopole cellular communications tower in an R-1, Single-Family Residential District, setback 22.5' from a lease parcel line and 22.5' from residentially zoned property; the Zoning Ordinance prohibits telecommunications towers in R-1 districts, the maximum height allowed is 35', a 100' high tower must be setback at least 100' from a lease parcel line, and a 200' buffer separation from residential property is required in an R-1, Single-Family Residential District, at the above referenced location, subject to the following conditions:

- 1) verification that the compound will not cause conflicts with the traffic flow or parking for the church, to be coordinated with Traffic Engineering;
- 2) revision of the site plan to provide a 6' high wood privacy fence around the equipment compound;
- 3) revision of the site plan to eliminate barbed wire or any other type of hazardous fencing around the compound;
- 4) full compliance with the landscaping and tree planting requirements of the Zoning Ordinance, to be coordinated with Urban Forestry;
- 5) the provision of a Certificate of Insurance naming the City of Mobile as an additional insured; and,
- 6) 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.

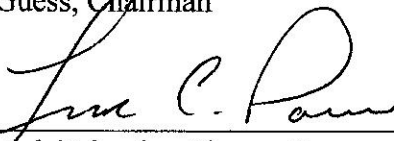
No permit, license or certification can be issued until the 15-day appeal period has expired and no appeal has been made. If a permit/license has not been obtained on or before February 4, 2013, the **Use, Height, Setback, and Buffer Separation Variances** will expire and become null and void. For additional assistance call (251) 208-5895.

Sincerely,

**BOARD OF ZONING ADJUSTMENT**

William Guess, Chairman

By:

  
Frank Palombo, Planner II

cc: Airport Boulevard Baptist Church

jsl