



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

September 10, 2014

Doria Durham
12 Chandon Court
Mandeville, LA 70448

Re: #5917
(Case ZON2014-01705)
Doria Durham, Agent
104 St. Francis Street
(Northwest corner of St. Francis Street and North Royal Street)
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

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

On September 8, 2014, 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 approved the request, finding that:

- 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.

Doria Durhan, Agent

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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; and
- 2) 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 March 8, 2015, 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:


Bert Hoffman, Planner II

cc: J-P Mobile LLC