

\*\*CORRECTED\*\*

LETTER OF DECISION

September 16, 2016

Retif Oil & Fuel 6955 Cary Hamilton Road Theodore, AL 36582

Re:

#6056/6004

(Case #ZON2016-01598)

Retif Oil & Fuel

6955 Cary Hamilton Road

(East side of Cary Hamilton Road, 105'± North of Washington Boulevard extending to the North terminus of Burroughs Lane).

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

On September 12, 2016, the Board of Zoning Adjustment considered your request for Use and Surfacing Variances to allow a petroleum distribution facility with aggregate surfacing in a truck maneuvering area in an I-1, Light-Industry District; the Zoning Ordinance requires a minimum of an I-2, Heavy Industry District for a petroleum distribution facility and surfaces to be paved with asphalt, concrete, or an approved alternative paving surface in all truck maneuvering areas at the above referenced location

After discussion, a motion was made and seconded by Board members to approve the requests, however, the motion failed due to a lack of five (5) affirmative votes.

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.

Retif Oil & Fuel September 14, 2016 Page 2

Sincerely,

**BOARD OF ZONING ADJUSTMENT** 

William Guess, Chairman

By:

Bert Hoffman, Principal Planner

cc: Mackerel Investments, LLC.

Frank A. Dagley & Associates, Inc.