



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

****CORRECTED****

December 8, 2016

Signs Now
25325 US Highway 98 Suite G
Daphne, AL 36526

Re: #6072
(Case #ZON2016-02182)
Signs Now 144
5466 Inn Road
(West side of Inn Road, 154'± South of Tillmans Corner Parkway).
Sign Variance to allow a 49.7' tall freestanding sign in a B-3, Community Business District;
the Zoning Ordinance does not allow freestanding signs to exceed a maximum height of 35'
in a B-3, Community Business District.

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

On December 5, 2016, the Board of Zoning Adjustment considered your request for a **Sign Variance to allow a 49.7' tall freestanding sign in a B-3, Community Business District; the Zoning Ordinance does not allow freestanding signs to exceed a maximum height of 35' in a B-3, Community Business District** at the above referenced location.

After discussion, the Board determined the following findings of facts for Denial:

- 1) Granting the variance will be contrary to the public interest since all nonconforming signs are subject to compliance with the Zoning Ordinance once they meet the conditions to do so in Section 64-11.3.;**
- 2) Special conditions do not exist in such a way that a literal enforcement of the provisions of the chapter will result in an unnecessary hardship due to the fact that the existing freestanding sign may be re-faced without any structural changes, thereby facilitating continued nonconformity; and**

- 3) The spirit of the chapter shall not be observed and substantial justice shall not be done to the surrounding neighborhood by granting the variance since similar signs within the vicinity of the subject site have maintained nonconformity, or have been replaced, without the need for Variance approval.**

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.

Sincerely,

BOARD OF ZONING ADJUSTMENT

William Guess, Chairman

By: Marie York
Marie York, Planner II

cc: Beavers, Inc.
Haidt Land Surveying

/lr