

**BOARD OF ZONING ADJUSTMENT  
LETTER OF DECISION**

June 6, 2006

Pete J. Vallas, A.I.A.  
108 Lanier Avenue  
Mobile, AL 36607

**Re: #5352**  
**(Case #ZON2006-00752)**  
**Pete J. Vallas, A.I.A. (Mr. & Mrs. Christopher B. White, Owners)**  
**159 Hillwood Road**  
(Southwest corner of Old Shell Road and Hillwood Road)

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

On Monday, June 5, 2006, the Board approved your request for a **Fence Height Variance to allow the construction of an eight-foot tall masonry wall setback a minimum of ten feet from the Old Shell Road (side street) and Hillwood Road (front) property lines** at the above referenced location subject to the following conditions:

- (1) protection of the existing historic wall during and after construction;
- (2) removal or substantial trimming of the hedges along Old Shell Road and Hillwood Road within 30 days following completion of the wall to correct the visibility issues stated by Traffic Engineering, and in compliance with Section IV.4. of the Zoning Ordinance;
- (3) any new plantings outside the wall be in compliance with Section IV.4. of the Zoning Ordinance as required by Traffic Engineering;
- (4) the existing driveway onto Old Shell Road be gated and used only on a limited basis for service purposes;
- (5) the property remain as one lot of record and the three-lot subdivision not be finalized; and
- (6) provision that the construction of the brick wall be coordinated with Urban Forestry within the drip line of the existing Live Oak Tree that is located adjacent to Old Shell Road.

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.

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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 December 5, 2006, the Fence Height Variance will expire and become null and void. For additional assistance call (251) 208-5895.

Sincerely,

**BOARD OF ZONING ADJUSTMENT**  
Reid Cummings, Chairman

By: \_\_\_\_\_  
Frank Palombo  
Planner II

ms