

**BOARD OF ZONING ADJUSTMENT  
LETTER OF DECISION**

July 9, 2002

Cumulus Broadcasting, Inc.  
Attn: Dave Miniard  
2800 Dauphin Street  
Suite 104  
Mobile, AL 36606

**Re: #5121**  
**(Case #ZON2002-01339)**  
**Cumulus Broadcasting, Inc.**  
**2800 Dauphin Street, Suite 104**  
(North side of Dauphin Street, 850' ± West of Mobile Street)

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

On July 8, 2002, the Board approved your request for **Height, Buffer Separation, and Setback Variances to allow the construction of a 150' Monopole Telecommunications Tower, the maximum allowable height is 45' in a B-3, Community Business District; and to allow the construction of said tower to within 114' of the East property line and 124' from the West property line** at the above referenced location subject to the following conditions:

1. the tower to be located as far North on the site as possible, exact location to be approved by the Land Use Administration Office;
2. provision of frontage trees;
3. provision of co-location for additional telecommunications provider(s); and
4. full compliance with all applicable 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.

**#5121**

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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 January 8, 2002, the **Height, Buffer Separation, and Setback Variances** will expire and become null and void. For additional assistance call (251) 208-5895.

Sincerely,

**BOARD OF ZONING ADJUSTMENT**

John Peebles, Chairman

By: /s/ Frank Palombo, Planner I

/rm