

**BOARD OF ZONING ADJUSTMENT  
LETTER OF DECISION**

March 11, 2003

Ben L. Harbin  
1510 Union Street  
Mobile, AL 36617

**Re: #5168**  
**(Case #ZON2003-00356)**  
**Ben L. Harbin**  
**3121 First Avenue**  
(Southeast corner of First Avenue and Union Street)

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

On March 10, 2003, the Board denied your request for **Use, Parking and Access/Maneuvering Surface Variances to allow the construction of a 25' x 25' car wash facility and to allow aggregate parking and access/maneuvering areas in an R-1, Single-Family Residential District** at the above referenced location.

The decision was based on the fact that insufficient evidence was presented that the Zoning Ordinance caused an unnecessary hardship to the property; and as such, the Board is without authority to grant a variance.

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.

For additional assistance call (251) 208-5895.

Sincerely,

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

By: /s/ Margaret Pappas, Planner II

/rm