

**BOARD OF ZONING ADJUSTMENT
LETTER OF DECISION**

September 8, 2008

Bobby and Julie Threlkeld
4705 Sherry Court
Mobile, AL 36693

Re: **# 5494**
 (Case #ZON2008-02086)
 Bobby & Julie Threlkeld
 4705 Sherry Court
 South side of Sherry Court at its West terminus.

Dear Mr. and Mrs. Threlkeld:

On September 8, 2008, the Board denied your request for a **Side Yard Setback Variance to allow the construction of an 18' x 18' gazebo within 3.1' of a side yard property line in an R-1, Single-Family Residential District; the Zoning Ordinance requires an 8' side yard setback for all structures 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
William Guess, Chairman

By: _____
Bert Hoffman, Planner II

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