MOBILE CITY PLANNING COMMISSION
LETTER OF DECISION

September 16, 2011

N. Andrew Rotenstreich, Esq.
2001 Park Place, Suite 1400
Birmingham, AL 35203

Re: Case #ZON2011-01991
New Cingular Wireless LLC.
42 South Hamilton Street
(Southwest corner of South Hamilton Street and Conti Street)
Planning Approval to amend a previously approved Planning Approval to remove an existing condition of approval.
Council District 2

Dear Applicant(s):

At its meeting on September 15, 2011, the Planning Commission considered for Planning Approval the site plan to amend a previous Planning Approval to remove an existing condition of approval.

After discussion, it was decided to approve the above referenced Planning Approval, subject to the following conditions:

1) **the tower only be placed on the site during the two-week period surrounding Bayfest and the five-week period surrounding Mardi Gras, the exact dates to be determined based on the actual date of the event;**
2) **submittal of Floodplain Evacuation Plan acceptable to the City of Mobile's Floodplain Manager;**
3) **construction of a temporary, 8-foot high chain link fence (without barbed wire) around the tower and equipment while the tower and equipment are on site;**
4) **the applicant or operator obtain a building permit and zoning inspection each time the tower and equipment are placed on the site; and**
5) **full compliance with all municipal codes and ordinances.**

If you have any questions regarding this action, please call this office at 251-208-5895.

Sincerely,

MOBILE CITY PLANNING COMMISSION
Dr. Victoria Rivizzigno, Secretary

By: _____
Richard Olsen
Deputy Director of Planning

cc: Ezell House Corporation