

**MOBILE CITY PLANNING COMMISSION
LETTER OF DECISION**

July 2, 2004

BankTrust
Attention: Mike Fitzhugh
100 St. Joseph Street
Mobile, AL 36602

**Re: Case #ZON2004-01254
BankTrust Subdivision**

4401, 4403, 4411, 4417, 4419, and 4423 Old Shell Road (Southeast corner of Old Shell Road and South McGregor Avenue). - Council District 5

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

At its meeting on July 1, 2004, the Planning Commission considered for Planned Unit Development the site plan to allow multiple buildings on multiple building sites with shared access and parking between building sites.

After discussion it was decided to approve this plan subject to the following conditions:

- (1) completion of the rezoning process;
- (2) completion of the subdivision process;
- (3) provision of the required buffer fence where the site abuts residentially zoned properties at the time those properties are developed residentially;
- (4) any significant changes to the site development will necessitate a new PUD approval by the Planning Commission, to include all properties involved/effected; and
- (5) existing trees that are on the West side of Lot 1 require a permit to be disturbed, and the 46" Live Oak located on the South side of Lot 2 to be given preservation status, which requires a permit from Urban Forestry to be disturbed, any work on or under this tree is to be permitted and coordinated with Urban Forestry; removal to be permitted only in the case of disease or impending danger.

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

Sincerely,

MOBILE CITY PLANNING COMMISSION
Victor McSwain, Secretary

By: /s/ Richard Olsen, Planner II