



THE CITY OF MOBILE, ALABAMA  
BOARD OF ZONING ADJUSTMENT  
LETTER OF DECISION

October 5, 2018

Appleton & J.F. Weston, Jr.  
111 Ryan Avenue  
Mobile, AL 36607

**Re: #6191**  
**(Case #BOA-000558-2018)**  
**J.F. Weston, Jr.**  
**111 Levert Avenue**  
**(West side of Levert Avenue, 40'± South of Deleon Avenue).**

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

On October 1, 2018, the Board of Zoning Adjustment considered your request for a **Swimming Pool Setback Variance to allow a 6'-deep swimming pool to be constructed 2.0' from a rear property line in an R-1, Single-Family Residential District** at the above referenced location.

**After discussion, the Board determined the following findings of fact for Approval:**

- 1) The variance will not be contrary to the public interest, as reduced setbacks are not uncommon within the vicinity of the site, and due to the fact that the site is within an historic district;**
- 2) Special conditions exist such that a literal enforcement of the provisions of the chapter will result in unnecessary hardship; and**
- 3) The spirit of the chapter shall be observed and substantial justice done to the applicant and the surrounding neighborhood by granting the 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.

**J.F. Weston, Jr.**

**October 5, 2018**

**Page 2 of 2**

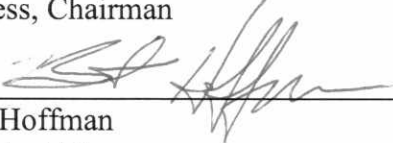
No permit, license or certification can be issued until the 15-day appeal period has expired and no appeal has been made. If a permit/license has not been obtained on or before April 1, 2019, the will **Swimming Pool Setback Variance** expire and become null and void. For additional assistance call (251) 208-5895.

Sincerely,

**BOARD OF ZONING ADJUSTMENT**

William Guess, Chairman

By:

  
\_\_\_\_\_  
Bert Hoffman  
Principal Planner

Cc: Byrd Surveying, Inc.