

BEFORE THE BOARD OF ADJUSTMENT OF SUSSEX COUNTY

IN RE: JOSEPH MCCABE

Case No. 10820 – 2011

A hearing was held after due notice on July 11, 2011. The Board members present were: Mr. Dale Callaway, Mr. Ronald McCabe, Mr. John Mills, Mr. Brent Workman, and Mr. Jeff Hudson.

Nature of the Proceedings

This is an application for a variance from the front yard and side yard setback requirements.

Finding of Facts

The Board found that the Applicant was seeking a variance from front yard and side yard setback requirements at the southwest corner of Road 553 (Neals School Road, Clagg Road and an unimproved road). The Applicant was requesting a 35' variance from the required 40' front yard setback and a 5' variance from the required 10' side yard setback for a proposed storage building. After a hearing, the Board made the following findings of fact:

1. The existing dwelling was built at an angle on the lot, which is set on a corner, leaving little room for a planned storage building.
2. An existing septic system, as well as trees located on the lot, prevents the Applicant from complying with setbacks.
3. The Applicant plans to remove an existing shed, and the proposed storage building will be used to keep vehicles and other property which would otherwise be left out in the open.
4. The Board determined that the application generally met the standards for granting a variance.
5. No persons appeared in opposition.

The Board granted the requested variances.

Decision of the Board

Upon motion duly made and seconded, the application was granted. The Board members voting in favor were: Mr. Callaway, Mr. McCabe, Mr. Mills, Mr. Workman, and Mr. Hudson; voting against – none.

**BOARD OF ADJUSTMENT
OF SUSSEX COUNTY**


Dale Callaway
Chairman

If the use is not established within one (1) year from the date below the application becomes void.

Date August 15, 2011.