

BEFORE THE BOARD OF ADJUSTMENT OF SUSSEX COUNTY

IN RE: BRYAN HIBBS AND JENNIFER HIBBS (Case No. 10917)

A hearing was held after due notice on January 9, 2012. The Board members present were: Mr. Dale Callaway, Mr. Jeff Hudson, Mr. John Mills, Mr. Norman Rickard, and Mr. Brent Workman.

Nature of the Proceedings

This is an application for a special use exception to operate a daycare facility.

Findings of Fact

The Board found that the Applicant was seeking a special use exception to operate a daycare facility on certain real property located north of Route 16 (Hickman Road) 1,861 feet west of Route 585 (Woodbridge Road); said property being identified as Sussex County Tax Map Parcel Number 5-30-4.00-1.02. After a hearing, the Board made the following findings of fact:

1. The Applicant currently operates a daycare facility in her home and has done so since May 2011.
2. The Applicant seeks to increase the number of children at her daycare from six (6) to nine (9) children. Eventually, the Applicant hopes to increase the number of children at her daycare to twelve (12) children.
3. The Applicant is working with the State of Delaware on operation of her daycare and increasing the number of children who may attend the daycare.
4. The hours of operation for the daycare are 7:00 a.m. to 5:00 p.m. from Monday through Friday.
5. The Applicant has adequate space in her home for the daycare.
6. The Property has adequate space for parking.
7. The Property is surrounded by farmland and contains a fenced in area for children to play outside.
8. Bryan Hibbs and Jennifer Hibbs were present to present the Application.
9. No persons appeared in opposition to or in favor of the Application.
10. Based on the findings above and the testimony presented at the public hearing, the Board determined that the application met the standards for granting a special use exception because the use does not substantially affect the uses of adjacent or neighboring properties.

The Board granted the special use exception application finding that it met the standards for granting a special use exception.

Decision of the Board

Upon motion duly made and seconded, the application was granted. The Board Members in favor were Mr. Dale Callaway, Mr. Jeff Hudson, Mr. John Mills, Mr. Norman Rickard, and Mr. Brent Workman. No Board Members voted against the Application.

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.

Revised date February 9, 2012