

**BEFORE THE BOARD OF ADJUSTMENT OF SUSSEX COUNTY**

**IN RE: ANTON LINDALE AND BEVERLY LINDALE (Case No. 10936)**

A hearing was held after due notice on February 6, 2012. The Board members present were: 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 place a manufactured home on a lot of less than 10 acres.

Findings of Fact

The Board found that the Applicants were seeking a special use exception to place a manufactured home on a lot of less than ten acres on certain real property located north of Road 620 (Abbott's Pond Road), 3,000 feet west of Road 633 (Griffith Lake Drive); said property being identified as Sussex County Tax Map Parcel Number 1-30-2.00-8.00. After a hearing, the Board made the following findings of fact:

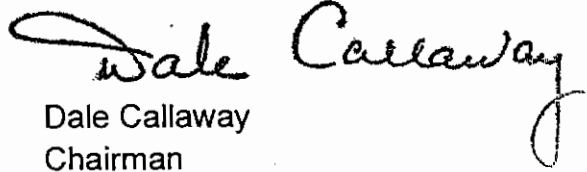
1. Anton Lindale and Beverly Lindale were present to testify about the Application on behalf of the Applicants.
2. The Board found that the unit has been located on the Property since 1980 and was originally placed on the Property for a medical hardship.
3. The Board found that the unit was originally placed on the Property by Anton Lindale's father and that the Applicants purchased the Property from Anton Lindale's uncle in 1996.
4. The Board found that the unit was placed over a basement and cannot easily be moved.
5. The Board found that the Applicants rent out the unit and intend to subdivide the Property to build a dwelling on the other lot.
6. The Board found that the Property is surrounded by farmland and property owned by the State of Delaware near the Kent County border.
7. The Board found that James Lindale testified that he is a neighbor and supports the Application.
8. No parties appeared in opposition to the Application.
9. One (1) person appeared in support 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 adversely 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. 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.

Date March 22, 2012.