

BEFORE THE BOARD OF ADJUSTMENT OF SUSSEX COUNTY

IN RE: GERRY ROYAL (Case No. 10960)

A hearing was held after due notice on April 16, 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 southwest intersection of Old Sailor Road and North Poplar Street; said property being identified as Sussex County Tax Map Parcel Number 2-32-12.18-51.00. After a hearing, the Board made the following findings of fact:

1. Gerry Royal was present to testify on behalf of the Application.
2. The Board found that the Applicant testified that she seeks to utilize an existing building for a daycare center that would service up to twenty four (24) infants and toddlers.
3. The Board found that the Applicant testified that her operating hours are 7:00 a.m. to 6:30 p.m., Monday through Friday.
4. The Board found that the Applicant testified that she will hire four (4) employees.
5. The Board found that the Applicant testified that there is a fence surrounding the Property and the play area is also surrounded by another fence.
6. The Board found that the Applicant testified that there is adequate parking on the site for parents to pick up and drop off their children.
7. The Board found that no one appeared in opposition of the Application.
8. The Board found that four (4) persons appeared in support of the Application.
9. The Board found that the Planning & Zoning Department received one (1) letter in opposition to the Application from a neighboring business.
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. 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.

Date May 8, 2012