

BEFORE THE BOARD OF ADJUSTMENT OF SUSSEX COUNTY

IN RE: DEBORAH CASE (Case No. 10967)

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 east of Road 36 (Old Shawnee Road) approximately 1,100 feet north of Route 620 (Abbott's Pond Road); said property being identified as Sussex County Tax Map Parcel Number 1-30-6.00-5.00. After a hearing, the Board made the following findings of fact:

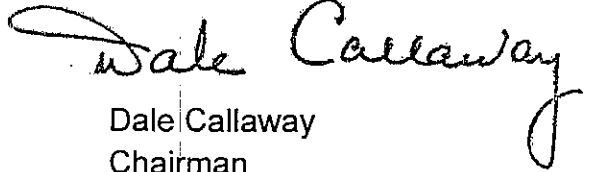
1. Deborah Case was present to testify on behalf of the Application.
2. The Board found that the Applicant testified that she seeks to utilize an existing building on property owned by her mother for a daycare center that would service up to twelve (12) children up to twelve (12) years of age.
3. The Board found that the Applicant testified that her proposed operating hours are 7:00 a.m. to 5:30 p.m., Monday through Friday.
4. The Board found that the Applicant testified that she works for the Office of Child Safety and intends to retire soon.
5. The Board found that the Applicant testified that there is an existing building on the Property that was once used a small nursing home
6. The Board found that the Applicant testified that there is adequate parking and there are trees for privacy in the rear of the Property.
7. The Board found that the Applicant testified that the neighbors have no objection to the Application.
8. The Board found that no one appeared in opposition of the Application.
9. The Board found that 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. 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