

BEFORE THE BOARD OF ADJUSTMENT OF SUSSEX COUNTY

IN RE: UNIVERSITY OF DELAWARE AND LINDSAY HUGHES (Case No. 10978)

A hearing was held after due notice on May 21, 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 child care center.

Findings of Fact

The Board found that the Applicant was seeking a special use exception to operate a child care center on certain real property west of Route 60 (Cypress Road) approximately 1,150 feet northwest of Route 378 (Blueberry Farm Road); said property being identified as Sussex County Tax Map Parcel Number Tax Map I.D. 5-33-16.00-4.01. After a hearing, the Board made the following findings of fact:

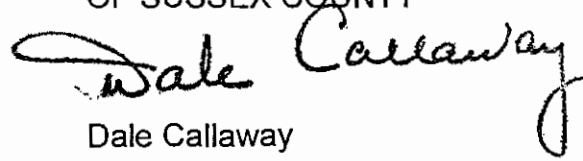
1. Lindsay Hughes and Evelyn Johnson were present to testify on behalf of the Application.
2. The Board found that the Applicant testified that the proposed child care center will be located in an existing two (2) bedroom unit.
3. The Board found that the Applicant testified that the use is for the older children that come to the current center and that the proposed center will be used for After School Care and Summer Programs
4. The Board found that the Applicant testified that it will not substantially affect adversely the uses of adjacent properties.
5. The Board found that the Applicant testified that her proposed operating hours are 3:00 p.m. to 6:00 p.m., Monday through Friday.
6. The Board found that no one appeared in opposition of or in support of the Application.
7. 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 June 19, 2012