

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

**IN RE: ROBIN WRIGHT**

**(Case No. 11351)**

A hearing was held after due notice on March 24, 2014. 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. This application pertains to certain real property located southeast of Road 285 (Beaver Dam Road) 1,900 feet southwest of Road 287 (Kendale Road), Delaware; said property being identified as Sussex County Tax Map Parcel Number 2-34-6.00-11.01. After a hearing, the Board made the following findings of fact:

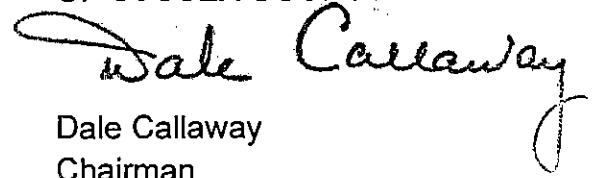
1. The Board found that the Office of Planning & Zoning received no letters regarding to the Application.
2. Robin Wright was sworn in to testify about the Application.
3. The Board found that Ms. Wright testified that she has operated a daycare on this Property since 1998.
4. The Board found that Ms. Wright testified that she has gradually increased its size over time.
5. The Board found that Ms. Wright testified that she currently cares for thirty-five (35) children and that she is requesting to care for up to two-hundred (200) children.
6. The Board found that Ms. Wright testified that the ages of children are six (6) weeks to twelve (12) years old.
7. The Board found that Ms. Wright testified that her hours of operation are Monday through Friday, 6:00 a.m. to 6:00 p.m.
8. The Board found that Ms. Wright testified that there is adequate parking on the Property.
9. The Board found that Ms. Wright testified that the facility has had a positive effect to the neighborhood.
10. The Board found that Ms. Wright testified that there is a fenced in playground.
11. The Board found that Ms. Wright testified that family lives next door and the other neighbor rents his home.
12. The Board found that Ms. Wright testified that the use does not substantially adversely affect the neighborhood.
13. The Board found that Ms. Wright testified that the Property is approximately one (1) acre in size.
14. The Board found that one (1) person appeared in support of the Application.
15. The Board found that no persons appeared in opposition to the Application.
16. 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 for up to two-hundred (200) children finding that it met the standard for granting a special use exception.

Decision of the Board

Upon motion duly made and seconded, the special use exception application was approved. 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 Motion to approve the special use exception 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 6, 2014.