



BOARD OF ADJUSTMENT

AGENDAS & MINUTES

JANUARY 7, 2008

The Sussex County Board of Adjustment will hold a public hearing on Monday evening, JANUARY 7, 2008, at 7:00 P.M., in the County Council Chambers, County Administrative Office Building, Georgetown, Delaware.

REVISED AGENDA

1. Minutes of December 17, 2007

2. Hearings

Case No. 10020 Anthony Mitchell – north of Route 9, north of Mills Chase Drive, being Lot 10 within Mills Chase development.
A variance from the separation requirement between multi-family units.

Case No. 10021 CMF Bayside Retail, LLC – east of Americana Parkway, south of Lighthouse Road, being Lot C within Bayside Resort development.
A variance for additional signs.

Case No. 10022 Backbay Park Center, LLC – south of Bay Farm Road, 100 feet east of John J Williams Highway, being Lot 6 within Long Neck Back Bay Center development.
A variance for additional signs.

Case No. 10023 Lloyd M. Tyndall, III and Gregg A. Tyndall – west of Road 249, 3,000 feet south of Route 5.
A variance from the minimum lot width requirement for parcels.

Case No. 10024 Gerald Hocker – northeast of Road 17.
A variance from the setback requirements for billboards.

Case No. 10025 Gerald Hocker – northeast of Road 17, south of Route 26.
A variance from the setback requirements for billboards.

Case No. 10026 RW & WD Investments LLC – south of Road 487A, being Lot 9 within Easter Heights development.
A variance from the front yard setback requirement.

- Case No. 10027 Norma Smith Mecke – south of Tyler Avenue, being Lot 25 within Cape Windsor development.
A variance from the rear yard and side yard setback requirements.
- Case No. 10028 Donald A. and Margaret M. Dzedzy – east of Indian River.
A variance from the front yard and side yard setback requirements.
- Case No. 10029 Mary E. Updegrove – south of Road 440, 860 feet west of Road 441, being Lot 1, Section D within Timberwood Estates development.
A special use exception to retain a manufactured home on a medical hardship basis.
- Case No. 10030 Evelyn M. Craft – Lot 18 within The Oaks development.
A variance from the side yard setback requirement for an accessory structure.
- Case No. 10031 M & M Properties – west of Road 40B, 287 feet east of ditch, being part of Lots 1 and 2 within Katherine Kinsey Subdivision.
A variance from the minimum square footage and lot width requirements for parcels.
- Case No. 10032 Patricia and Michael Schuchman – northwest of Swann Drive, being Lot 42, Block A within Swann Keys development.
A variance from the side yard setback requirement.
- Case No. 10033 Delaware Renewable Energy Co. LLC – northeast of Route One, 1,162 feet southeast of Road 268.
A special use exception for a windmill.
- Case No. 10034 Robert and Sherry Stephens – 700 feet northwest of Route 54.
A special use exception for a pond on less than five (5) acres.

OLD BUSINESS

- Case No. 9972 Gerald Hocker – northeast of Road 17, south of Route 26.
A special use exception to place a billboard, a variance for additional signs on billboard, and a variance from the maximum height requirement for a sign.
- Case No. 9973 Gerald Hocker – northeast of Road 17, south of Route 26.
A special use exception to place a billboard, a variance for additional signs on billboard, and a variance from the maximum height requirement for a sign.

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| Case No. 10010 | <p>Thomas J. and Tammie M. Deputy – south of Road 450, 1,950 feet east of Road 612.</p> <p>A variance from the side yard and rear yard setback requirements, and a variance from the minimum acreage requirement for poultry houses.</p> |
| Case No. 10011 | <p>Michael and Elaine Herholdt – west of Road 42, 1,475 feet south of Road 635.</p> <p>A variance from the minimum lot width requirement for a parcel.</p> |
| Case No. 10012 | <p>Elizabeth Fennell – north of Road 483, north of Waterview Drive, being Lot 1 within Waterview Acres development.</p> <p>A variance from the side yard setback requirement for an accessory structure.</p> |
| Case No. 10016 | <p>David Moore – north of Road 368, north of William Chandler Boulevard, being Lot 38 within South Hampton development.</p> <p>A variance from the separation requirement between units.</p> |
| Case No. 9551 | <p>Ray and Patricia Beaver – southeast of Route One, southeast of Center Avenue, being Lot D-35 within Sea Air Mobile City Mobile Home Park.</p> <p>A variance from the side yard setback requirement, a variance from the separation requirement between units in a mobile home park, and a variance from the maximum allowable lot coverage.</p> |

Pursuant to 29 Del.C § 10004 (e) (2) Agenda items as listed may not be considered in sequence. This Agenda is subject to change to include additional items including Executive Sessions or the deletion of items including Executive Sessions, which arise at the time of the Meeting.

POSTED: DECEMBER 3, 2007

REVISED: DECEMBER 18, 2007

(Revised to include additional Old Business)

REVISED: DECEMBER 27, 2007

(Revised to include additional Old Business)

*REVISED: JANUARY 2, 2008

*(Revised for removal of Case No. 10018)

Items marked with an * were not available at the time of initial posting of the agenda, but are being added pursuant to 29 Del.C. Section 10004(e)(5).