



BOARD OF ADJUSTMENT

AGENDAS & MINUTES

MINUTES OF FEBRUARY 7, 2011

The regular meeting of the Sussex County Board of Adjustment was held on Monday, February 7, 2011, at 7:00 p.m. in the County Council Chambers, County Administrative Office Building, Georgetown, Delaware.

The meeting was called to order at 7:00 p.m. with Chairman Callaway presiding. The Board members present were: Mr. Dale Callaway, Mr. Ronald McCabe, Mr. John Mills, Mr. Brent Workman, and Mr. Jeff Hudson, with Mr. Richard Berl – Assistant County Attorney and staff members, Mr. Lawrence Lank – Director, Mrs. Susan Isaacs – Chief Zoning Inspector, and Mrs. Jennifer Norwood – Recording Secretary.

Motion by Mr. Mills, seconded by Mr. McCabe, and carried unanimously to approve the Minutes of January 24, 2011 as circulated. Vote carried 5 – 0.

OLD BUSINESS

Case No. 10737 – John and Wendy Godwin – north of Route 54, Blue Bill Drive, being Lot 21, Block G within Swann Keys development.

A variance from the side yard setback requirement.

The Board discussed the case which has been tabled since January 24, 2011.

Motion by Mr. Mills, seconded by Mr. Workman, and carried unanimously that the variance be **denied since it does not meet the standards for granting a variance and that the proposed structure can comply with the required setback requirements**. Vote carried 4 – 1.

Case No. 10742 – Clean Energy USA, LLC – east of Route 30, 360 feet north of Road 297.

A variance from the front yard setback requirement.

The Board discussed this case which has been tabled since December 20, 2011.

Motion by Mr. Mills, seconded by Mr. Hudson, and carried unanimously that the case be **tabled with the stipulation that the Applicant reapply for a new hearing and that the property owner must be present at the new hearing**. Vote carried 5 – 0.

Case No. 10754 – Terri Steinberg – southwest of Pintail Road, 280 feet northeast of Alaska Road within Back Bay Development, Lot 15, Block C.

A variance from the side yard setback requirement.

The Board discussed the case which has been tabled since January 24, 2011.

Minutes

February 7, 2011

Page 2

Motion by Mr. Workman, seconded by Mr. Mills, and carried unanimously that the variance be **denied since it does not meet the standards for granting a variance**.
Vote carried 5 – 0.

Case No. 10039 – David and Susan Lilley – west of Route 22, east of Walnut Street, being Lot 36 within Bay City Mobile Home Park.

A variance from the maximum allowable lot coverage in a mobile home park.

The Board discussed the case which has been tabled since April 19, 2010.

Motion by Mr. Mills, seconded by Mr. Workman, and carried unanimously that the variance be **denied since it does not meet the standards for granting a variance**.
Vote carried 5 – 0.

Case No. 10688 – Doggies At The Beach – north of Route 24, 939 feet southwest of Route One.

A variance from the setback requirement for a dog day care facility.

The Board discussed the case which has been tabled since October 4, 2010.

Motion by Mr. McCabe, seconded by Mr. Hudson, and carried unanimously that the variance be **denied**. Vote carried 5 – 0.

OTHER BUSINESS

Case No. 10526 – Daniel Burton – northwest of Road 410, being Lot A within Oliver R. Fisher Subdivision.

A special use exception to place a multisectional manufactured home that is more than five (5) years old.

Mrs. Isaacs read the Applicant's request for a time extension.

Motion by Mr. Mills, seconded by Mr. McCabe, and carried unanimously that the request for a time extension be **granted for a period of one (1) year from January 20, 2011 per the original Finding of Facts**. Vote carried 5 – 0.

Ordinances

Minutes
February 7, 2011
Page 3

Mr. Lank summarized Ordinances 2152, 2153, 2167 and 2168 to the Board members and went over the changes that were made to the original Ordinance.

Meeting Adjourned 8:35 p.m.