

TOWN OF OCEAN VIEW PUBLIC NOTICE
BOARD OF ADJUSTMENT MEETING
December 20, 2018 6:00PM

NOTICE IS HEREBY GIVEN BY the Board of Adjustment of the Town of Ocean View that a meeting will be held at 6:00pm or as soon as possible thereafter on Thursday, December 20, 2018 in the Ocean View Town Hall located at 32 West Avenue to consider matters set out in the attached agenda. The applicable material may be examined prior to the hearing by all interested parties on the second floor of the Wallace A. Melson Municipal Building located at 201 Central Avenue between 8:30 a.m. and noon and 1 through 4 p.m., Monday through Friday.

AGENDA

- 1. CALL TO ORDER / PLEDGE OF ALLEGIANCE**
- 2. APPROVAL OF AGENDA**
- 3. APPROVAL OF MINUTES**
 - A.** November 15, 2018 Board of Adjustment Meeting Minutes.
- 4. NEW BUSINESS**
 - A. V-376 3 Atlantic Avenue (PIDN: 284.002/Sussex CTM#: 134-13.00-30.00)**

Application V-376, submitted by Adams Family Enterprises, LLC with the approval of the property owners Crosswinds Holdings, LLC, requesting a Special Exception, as required by Article IV, §140-24 of the Town Code, to establish a Miniature Golf Course on property zoned GB-1 (General Business District 1), located at 3 Atlantic Avenue (PIDN: 284.002 / Sussex CTM#: 134-13.00-30.00).
 - B. V-377 20 Winchester Drive (PIDN: 004.861/Sussex CTM#: 134-12.00-1804.00)**

Application V-377, submitted by the property owners Douglas M. & Alice A. Morris, requesting a variance from Article V, §140-32 which limits detached accessory structures to a maximum height of fourteen (14) feet from grade. The applicants also seek a variance from Article XVI, §140-100-D (12)(b)[4] and Article III, §187-10-A of the Land Use and Development Chapter (L.U.D.C.) of the Town Code which allow a driveway to be a maximum of 20 feet through the right of way (R.O.W.).

This variance seeks to allow the property owners to erect a detached accessory structure (garage) which would exceed the maximum allowable height from grade. This variance also seeks to allow the creation of a secondary driveway with a width that, when added to the existing driveway width, would exceed the maximum 20 feet permissible through the R.O.W. on a property zoned R-1 (Residential) located at 20 Winchester Drive (PIDN: 004.861 / Sussex CTM#: 134-12.00-1804.00).

C. V-378 14 Betts Avenue (PIDN: 127.000/Sussex CTM#: 134-12.00-320.00)

Application V-378, submitted by John A. Sergovic, Jr., Esq., on behalf of the property owners Jane W. Tribbitt, Nancy H. Rhodes, and Laura L. Hickman for multiple variances associated with Proposed Lot No. 5 as delineated on a Minor Subdivision Plan for property zoned R-1 (Residential) located at 14 Betts Avenue (PIDN: 127.000 / Sussex CTM# 134-12.00-320.00). The property owners are seeking variances from the following Town Codes:

1. Article IV, §140-25-C(5)(b)2 in order to maintain an existing pool's location by allowing the waters edge to encroach into the required rear setback
2. Article VI, §140-35-A(2)(b) in order to maintain an existing pool deck by allowing it to encroach into the required rear setback
3. Article V, §140-32 for an existing detached accessory structure (garage) to remain forward of the principal structure
4. Article III, §187-10-A to maintain an existing driveway which exceeds the maximum allowable width of 20' through the Town Right-of-Way and is also placed closer than five (5) feet to the property line
5. Article V, §140-32 for the height of an existing detached accessory structure (garage) which exceeds the maximum 14' height allowable by Code.

D. A-001 14 Betts Avenue (PIDN: 127.000/Sussex CTM#: 134-12.00-320.00)

Appeal of an Administrative Decision of the Director of Planning, Zoning & Development (Administrative Official) relating to rear and side lot lines for Proposed Lots No. 4 & No. 5 as delineated on a Minor Subdivision Plan for property zoned R-1 (Residential) located at 14 Betts Avenue (PIDN: 127.000 / Sussex CTM# 134-12.00-320.00).

5. ADJOURNMENT

Note: The agenda items as listed may not be considered in sequence.

Posted: December 13, 2018