AGENDA

*REVISED AGENDA (dated January 7, 2022)

BOARD OF ADJUSTMENT
Thursday, January 27, 2022
6:00 p.m.

*The Board of Adjustment Hearing will be held ENTIRELY as a virtual meeting utilizing Zoom Webinar, due to the January 3, 2022 State of Emergency declaration and in accordance with 29 Del. C. Section 10001 et.al. The Multi-Purpose Room, Gilliam Building, 67 Reads Way will NOT be accessible during the scheduled hearing time for members of the public to attend the virtual meeting in-person.

Additional information regarding Virtual Public Meetings may be found at: Virtual Meetings-Land-Use

ZOOM Webinar log-in beginning at 5:45 P.M.
Log-in information for this meeting is posted below.
When: January 27, 2022  6:00 PM Eastern Time (US and Canada)
Topic: Board of Adjustment Hearing

Please click the link below to join the webinar:
https://us02web.zoom.us/j/88143346757?pwd=VHZFZLiIMmN4dzdXYkIsd2UweFpiZz09
Passcode: 598788

Or One tap mobile:
US: +13126266799,88143346757# or +19292056099,,88143346757#

Or Telephone:
Dial(for higher quality, dial a number based on your current location):
US: +1 312 626 6799 or +1 929 205 6099 or +1 301 715 8592 or +1 346 248 7799 or +1 669 900 6833
or +1 253 215 8782
Webinar ID: 881 4334 6757

AGENDA

1. **237 Carlow Drive, Wilmington, DE 19808.** Area variance: To construct an addition 14 feet from the rear property line (25-foot rear yard setback) see UDC Table 40.04.110.B. David Malatesta. S Zoning. CD 9 (App 2021-0801-A) TP 08-049.10-106.

2. **412 S. DuPont Road, Wilmington, DE 19804.** Area variances: 1. To maintain pool decking 5 feet from the northerly side lot line (6-foot setback for pool decking) see UDC Section 40.03.410.H. 2. To construct pool decking 5 feet from the northerly side lot line (6-foot setback for pool decking) see UDC Section 40.03.410.H. 3. To construct pool decking 1 foot from the rear property line (6-foot setback for pool decking) see UDC Section 40.03.410.H. Ferris Home Improvements. NC6.5 Zoning. CD 1 (App 2021-0802-A) TP 07-043.30-110.

3. **2800 Ebright Road, Wilmington, DE 19810.** Area variances: 1. To maintain a dwelling 0 feet from the Ebright Road right-of-way (25-foot street yard setback) see UDC Table 40.04.110.B. 2. To construct a 2-story addition 7 feet from the Ebright Road right-of-way (25-foot street yard setback)
4. **807 Percheron Drive, Bear, DE 19701.** Area variances: 1. To maintain a detached accessory structure 22 feet in height (20-foot maximum height for detached accessory structure) see UDC Section 40.03.410.A. 2. To maintain a detached accessory structure 22 feet in height 3 feet from the easterly side lot line (10-foot side yard setback) see UDC Section 40.03.400.A. Geno Graubant. NC21 Zoning. CD 12. (App 2021-0703-A) TP 12-012.00-093.

5. **100 Garden of Eden Road, Wilmington, DE 19803.** Area variances to facilitate the recordation of a Land Development Plan: 1. To construct 2 condominium buildings 66 feet in height (50-foot maximum building height) see UDC Table 40.04.110.B. 2. To permit 2 condominium buildings 45 feet from the easterly side lot line (66-foot side yard setback) see UDC Section 40.04.110.C. 3. To permit a condominium building 45 feet from the rear property line (66-foot rear yard setback) see UDC Section 40.04.110.C. Reybold Venture Group XVIII-A LLC. ST Zoning. CD 2 (App 2020-0099-A) TP 06-051.00-014.

6. **5303 Concord Pike, Wilmington, DE 19803.** Area variances to facilitate the recordation of a Land Development Plan: 1. To maintain a building 18 feet from the easterly side lot line (20-foot rear yard setback) see UDC Table 40.04.110.B. 2. To construct an addition 18 feet from the rear yard setback (20-foot rear yard setback) see UDC Table 40.04.110.B. 3. To permit a max gross floor area ratio of 0.54 (0.37 maximum net floor area ratio) see UDC Table 40.04.110.A. 4. To permit paving 0 feet from the northerly side lot line (5-foot other yard paving setback) see UDC Table 40.04.110.B. 5. To permit paving 0 feet from the southerly side lot line (5-foot other yard paving setback) see UDC Table 40.04.110.B. 6. To permit paving 15 feet from the Naamans Road right-of-way (25-foot street yard paving setback) see UDC Table 40.04.110.B. 7. To permit paving 20 feet from the Concord Pike right-of-way (25-foot street yard paving setback) see UDC Table 40.04.110.B. 8. To provide 0.0 bufferyard opacity along the Concord Pike right-of-way (0.4 bufferyard opacity) see UDC Table 40.04.111.A. 9. To provide 0 street trees along the Concord Pike right-of-way (5 street trees required) see UDC Table 40.04.111.C. 10. To provide 0.0 bufferyard opacity along the Naamans Road right-of-way (0.4 bufferyard opacity) see UDC Table 40.04.111.A. 11. To provide 1 street tree along the Naamans Road right-of-way (2 street trees required) see UDC Table 40.04.111.C. 12. To provide 0 parking lot plant units (1 plant unit per 12 parking spaces, total 6.5 plant units required) see UDC Table 40.04.111.A. Raymour Furniture Company, Inc. CR Zoning. CD 2. (App 2022-0001-A) TPs 06-011.00-011 & 06-011.00-073.

Individuals needing reasonable accommodations according to the Americans with Disabilities Act, please call 395-5400 (DRS, 1-800-232-5460) at least (5) business days before the meeting/hearing. Information is available in the Department of Land Use, New Castle County Government Center, 87 Reads Way, Corporate Commons, New Castle, DE from 8:00 a.m. to 4:00 p.m., or call 395-5400.