AGENDA *REVISED

BOARD OF ADJUSTMENT

Thursday, July 25, 2019

6:00 p.m.

Department of Land Use Conference Room

New Castle County Government Center

87 Reads Way, New Castle

1. **2603 Beech Avenue, Claymont, DE 19703.** Area variances:
   1. To maintain a dwelling 22 feet from the Beech Avenue right-of-way (40-foot street yard setback) see UDC Table 40.04.110.B. **Joseph Pettis.** NC21 Zoning. CD 8. (App 2019-0360-A) TP 06-037.00-015.
   2. To construct an addition 22 feet from the Beech Avenue right-of-way (40-foot street yard setback) see UDC Table 40.04.110.B. **Joseph Pettis.** NC21 Zoning. CD 8. (App 2019-0360-A) TP 06-037.00-015.

2. **2222 Bear Corbitt Road, Bear, DE 19701.** Area variances:
   1. To maintain a dwelling 37 feet from the unnamed right-of-way (40-foot street yard setback) see UDC Table 40.04.110.B. 2. To construct an addition 10 feet from the unnamed right-of-way (40-foot street yard setback) see UDC Table 40.04.110.B. **Joseph Scalia.** NC21 Zoning. CD 12. (App 2019-0311-A) TP 12-007.00-009.

3. **92 Notre Dame Avenue, New Castle, DE 19720.** Area variances:
   1. To construct a detached accessory structure 25 feet in height (20-foot maximum height for detached structures on lots 1-acre or less) see UDC Section 40.03.410.A. 2. To construct a 25 foot in height detached accessory structure 4 feet from the rear property line (25-foot rear yard setback) see UDC Table 40.04.110.B. 3. To construct a 25 foot in height detached accessory structure 4 feet from the westerly side lot line (6-foot side yard setback) see UDC Table 40.04.110.B. **Kimberly Long.** NC6.5 Zoning. CD 7. (App 2019-0355-A) TP 10-025.20-077.

4. **23 N. Purdue Avenue, New Castle, DE 19720.** Area variance: To construct a carport 1 foot from the southerly side lot line (6-foot side yard setback) see UDC Table 40.04.110.B. **Carol Schofield.** NC6.5 Zoning. CD 7. (App 2019-0373-A) TP 10-019.40-294.

5. **100 S. Rockland Falls Road, Rockland DE 19732.** Area variance: To construct a ground sign 2 feet form the Rockland Road right-of-way (25-foot street yard setback) see UDC Table 40.06.060.1.2. **Rockland Falls LLC.** NCPUD Zoning. CD 2. (App 2019-0431-A) TP 06-075.00-009.

*6. **3445 Wrangle Hill Road, Bear, DE 19701.** *THIS APPLICATION HAS BEEN CONTINUED TO THE 9/12/19 HEARING.

Special Use Permit: Special Use Permit to permit a 135 foot tall cell tower disguised as a tree. Special Use permit to permit a 135 foot tall cell tower disguised as a tree 342 feet from a residential use (500 foot minimum distance required for a residential use) see UDC Sections 40.03.326 & 40.31.430. **New Cingular Wireless PCS LLC.** I Zoning. CD 12. (App 2019-0242-A) TP 11-034.00-004.

7. Executive session regarding legal strategy in connection with Antietam Wireless Services, LLC, et al., v. New Castle County Board of Adjustment, pursuant to 29 Del. C. § 10004(b)(4).
1. 2603 Beech Avenue, Claymont, DE 19703. Area variances:
   1. To maintain a dwelling 22 feet from the Beech Avenue right-of-way (40-foot street yard setback) see UDC Table 40.04.110.B.
   2. To construct an addition 22 feet from the Beech Avenue right-of-way (40-foot street yard setback) see UDC Table 40.04.110.B.

Joseph Pettis.
NC21 Zoning. CD 8. (App 2019-0360-A) TP 06-037.00-015.

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   1. To maintain a dwelling 37 feet from the unnamed right-of-way (40-foot street yard setback) see UDC Table 40.04.110.B.
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   1. To construct a detached accessory structure 25 feet in height (20-foot maximum height for detached structures on lots 1-acre or less) see UDC Section 40.03.410.A.
   2. To construct a 25 foot in height detached accessory structure 4 feet from the rear property line (25-foot rear yard setback) see UDC Table 40.04.110.B.
   3. To construct a 25 foot in height detached accessory structure 4 feet from the westerly side lot line (6-foot side yard setback) see UDC Table 40.04.110.B.

Kimberly Long.

4. 23 N. Purdue Avenue, New Castle, DE 19720. Area variance: To construct a carport 1 foot from the southerly side lot line (6-foot side yard setback) see UDC Table 40.04.110.B.

Carol Schofield.

5. 100 S. Rockland Falls Road, Rockland DE 19732. Area variance: To construct a ground sign 2 feet from the Rockland Road right-of-way (25-foot street yard setback) see UDC Table 40.06.060.1.2.

Rockland Falls LLC.
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