

City of Wilmington



MICHAEL S. PURZYCKI
Mayor

MINUTES of October 25, 2017 Meeting

CITY OF WILMINGTON BOARD OF ADJUSTMENT ZONING APPEAL

The City of Wilmington Board of Adjustment held a public hearing on October 25, 2017 at 6:30 PM in Council Chambers at 800 N. French St.

Attending: William B. Larson, Jr. (Chairman); Thomas Ford (Vice-Chairman); Brian Mitchell (Board Member)

Minutes The Board approved the minutes from the October 11, 2017 meeting.

Vote: 3-0

Case # 3.10.17 Application of Leonard Bafundo, 802 West 20th Street, Wilmington, DE 19802 requesting permission to vary the side yard requirement to allow construction of a one story rear addition and deck at 802 West 20th Street. Required side yard is 8 feet. Requesting 3 feet on the north side and 2.4 feet on the south side.

Vote: 3-0

Action: Grant variances as requested for setback requirements on north and south sides. The Board will provide a written decision in due course.

Case # 4.10.17 Application of R.M. Williams, Co. 6 Hayes Court, Wilmington DE 19808 requesting permission to vary the lot width, lot area and side yard requirements to allow construction of a single family detached dwelling at 1804 Elm Street.

Vote: 3-0

Action: Grant variances as requested with respect to lot width, lot area, and side yard requirements. The Board will provide a written decision in due course.

Case # 5.10.17 Application of Southeast Kitchen Partners, LLC 1901 Delaware Avenue, Wilmington, DE 19806 Requesting that the Board modify the conditions of the Special Exception that was granted on June 8, 2011 to allow the operation of a restaurant at 1901 Delaware Avenue. The applicant requests That:

- 1) Customers be permitted to bring their own alcoholic beverages for consumption on premises.
- 2) To extend the hours of operation from 11am-7pm to 11am-9pm.
- 3) To allow the use of a deep fat fryer in cooling operations.

Vote: 3-0

Action: With respect to each request, the Board ruled as follows:

- 1) The Board does not have jurisdiction to address this issue.
- 2) Request granted.
- 3) Request granted with additional conditions. First, the deep fryer exhaust hood must be professionally cleaned four times a year. Second, the container that holds the used oil from the deep fryer must be emptied by a professional waste disposal company at least once every three weeks.

The Board will provide a written decision in due course.