

**MINUTES OF THE MEETING OF THE
CITY OF SEAFORD BOARD OF ADJUSTMENT AND APPEALS**

May 2, 2018

12:00 p.m.

Mayor David Genshaw called the meeting to order with Charles Anderson, City Manager and City Solicitor, Daniel Griffith in attendance. Mike Bailey, Building Official was also present.

Mayor Genshaw called for a motion to approve the minutes of the Board of Adjustment meeting held on April 11, 2018. City Solicitor, Daniel Griffith, made a motion to approve the minutes. City Manager, Charles Anderson, seconded the motion; motion so passed with all present voting in favor.

Mayor Genshaw then turned the meeting over to Mike Bailey, Building Official.

Mr. Bailey presented **Case No. V-06-18: Qamer Mall**, seeking a variance for having storage containers on the property, located at 23436 Sussex Highway, TMP # 331-5.00-51.01.

Mr. Bailey stated that Qamer Mall, owner of Mall Tire, had a prior approval to have one storage container on the property for a one year period, granted back in 2014. However, the renewal in 2015 was overlooked. The Municipal code currently states that storage containers are allowed on the property for up to 120 days, so this would be considered a variance to allow two containers to remain on the property for two years and would need renewing every two years in the future.

Mr. Bailey stated that Qamer Mall was present to answer any questions.

City Manager Anderson, asked if the storage containers are used for storage or recycle of old tires.

Mr. Mall stated that they are used for recycling. They store the tires in there for 3-4 weeks at a time, and then they are picked up for recycle.

City Manager Anderson, asked why he is requesting two trailers, instead of just one, that had been previously approved.

Mr. Mall stated that one will be used for recycle, the other will be used for scrap tires.

Mayor Genshaw asked how long the second trailer has been on the property.

Mr. Mall stated that he has had the second trailer for approximately two months.

Mayor Genshaw asked if there had been any complaints.

Mr. Mall stated no.

City Solicitor Daniel Griffith, stated that the trailer approved in 2014 was 45' x 8'; is the second trailer the same size as well.

Mr. Mall stated that one is 45' x 8' and one is 40' x 8'.

Mr. Bailey stated that he has received no complaints in the prior years from the storage containers being on the property.

Mayor Genshaw solicited any questions or comments from the public, there were none.

Mayor Genshaw called for a motion. City Solicitor Griffith made a motion to approve the variance request for having the storage containers on property, located at 23436 Sussex Highway, TMP # 331-5.00-51.01 for a two year period. City Manager Charles Anderson, seconded the motion. Motion so passed with all present voting in favor.

Decision

City Solicitor Griffith stated that through past history and experience with the referenced request, the storage containers on the property have not caused any issues. Therefore he sees no reason to not approve the requested variance, given that there can be no more than the two approved storage containers, no larger than 45' x 8' and the approval will need to be renewed after two years.

With no further business to discuss; Mayor Genshaw called for a motion to adjourn the regular meeting of the Board of Adjustment and Appeals. City Solicitor, Daniel Griffith made a motion to adjourn. City Manager Charles Anderson seconded the motion; the regular meeting of Board of Adjustment and Appeals was adjourned at 12:06 p.m.

Daniel A. Griffith, City Solicitor

David Genshaw, Mayor

Charles D. Anderson, City Manager