

**TOWN OF ELSMERE
BOARD OF ADJUSTMENT
MEETING MINUTES
September 27, 2022
6:30 P.M.**

PLEDGE OF ALLEGIANCE:

CALL TO ORDER:

ROLL CALL:

CHAIRMAN	JAMES PERSONTI	PRESENT
BOARD MEMBER	JOHN ACTON	ABSENT
BOARD MEMBER	PATRICIA BOYD	ABSENT
BOARD MEMBER	RON RUSSO	PRESENT
BOARD MEMBER	JOHN SMITH	PRESENT
Code Enforcement Officer, Nicole Facciolo – Present		
Code Enforcement Officer, Scott Allen - Present		

PUBLIC COMMENT: None

APPROVAL OF MINUTES:

Minutes from the April 26, 2022, Board of Adjustment Meeting

ACTION: Board Member Russo made a motion to approve the minutes from the April 26, 2022, Board of Adjustment meeting with no corrections. Board Member Smith seconded the motion.

VOTE: 3 in favor, 2 Absent Motion carried

OLD BUSINESS: None

OPENING STATEMENT:

NEW BUSINESS:

Review Petition 22-07 Tax Parcel # 19-00200-273

The applicant seeks to receive a variance to install a 63 sq. foot sign with a height of 23 foot proposed to the top.

Petitioner Lyndsey Milligan HES Sign Services, spoke on behalf of Unique Image.

Petitioner Lyndsey stated the sign is being removed from their Lewes, DE location and reinstalled at the Elsmere location. Unique Image fell into financial hardships and had to close the location in Lewes. Instead of having a new sign built, they are seeking to move the sign from Lewes to Elsmere since it is already an existing sign and purchasing a new sign is not feasible.

Chairman Personti stated that in reviewing the recommendation from the Planning Commission and seeing the property needs to be brought into compliance, asked should this petition be heard.

Board Member Russo stated we should hear the petition and if it is approved make the approval conditional to the property being compliant with the Town.

Petitioner Lyndsey asked if Unique Image could apply for a variance for the murals.

Code Enforcement Officer Allen stated that the murals are not compliant with the Town's color pallet and need to be corrected.

Chairman Personti asked if there was any public comment for Petition 22-07 and received none.

ACTION: Board Member Smith made a motion to approve Petition 22-07. Board Member Russo seconded the motion with the conditions the owner comes into compliance with the Town. Consisting of two rental licenses, two business licenses for the rentals and the murals will need to be painted to conform with the Town of Elsmere's color pallet.

VOTE: 3 in favor, 2 Absent

Motion carried

ITEMS SUBMITTED BY CHAIRMAN AND BOARD MEMBERS: None

PUBLIC COMMENT: None

ADJOURNMENT:

ACTION: Board Member Smith made a motion to adjourn. Board Member Russo seconded the motion.

VOTE: 3 in favor, 2 Absent

Motion carried

These minutes summarize the agenda items and other issues discussed at the September 27, 2022, Board of Adjustment meeting. Votes are recorded accurately. The audio tape(s) of this meeting will be available at Town Hall for a period of two years from the date these minutes are approved. The audio tape(s) may be reviewed at Town Hall by appointment and in accordance with the Freedom of Information Act.



JAMES PERSONTI, CHAIRMAN



PATTY BOYD, SECRETARY