

# REQUEST FOR BOARD ACTION / CONTRACT CONTROL FORM

Tracking Number: 24.

Date of Request: February 14, 2008

Date Request Received:

Board Meeting Date Requested: March 17, 2008

Board Meeting Date Assigned: March 17, 2008

Short Title: Special Use Permit- To Allow A Child Day Care Facility For 6 Or More Children.

**Request Status:**

- Request is proceeding to Board of Commissioners  
 More information is needed – see attached  
 Request on hold – no further information needed  
 Other:

Background: 1.31 acres zoned R-20, Residential District.

Specific Action Requested: Applicant is requesting approval of a Special Use Permit to allow a child day care facility for 6 or more children. The property is located at 215 Boyce Rd in Rocky Point.

(Administrative Use Only)

Requested by: Planning Staff  
Department: Planning Department  
Title: Planning  
Contact Phone: 910.259.1202  
Contact Fax: 910.259.1295

**CONTRACT TYPE**

- Renewal  Revision  
 For Service(s)  For Equipment  
 Intergovernmental – County as Grantee  
 Federal Grantor  
 State Grantor  
 Grantor  
 County as Grantor  
 County Funds  
 Other Funds:

**PURCHASING** Budgeted Item:  Yes  No  
Date Rec'd:  Reviewed and Approved  
 Comments on Reverse

Date Sent:

Signed:

**ATTORNEY**  Reviewed and Approved  
Date Rec'd:  Legal Problem(s)  
 Comments on Reverse

Date Sent:

Signed:

**FINANCE** Sufficient Funds  Available  
Date Rec'd:  Not Available  
 Budget Amendment Necessary  
 Budgeted Amendment is Attached  
 Comments on Reverse

Date Sent:

Signed:

**CLERK** Signature(s) Required:  
 Board Chairman/County Manager  
 Other:

Date Rec'd Approved by Board:  Yes  No  
At meeting on

INTRODUCED BY: Planning Staff

DATE: March 17, 2008

ITEM NO: 24.

**Special Use Permit – Child Care Center**

**SUBJECT:** CASE NO: 08-03-17-06  
**PROPERTY RECORD NO:** 3216-75-0049-0000  
**APPLICANT:** Alexandria Davis  
**OWNER:** Alexandria Davis

**ACTION REQUESTED:** Approval of Special Use Permit to allow a child day care facility for 6 or more children.

**HISTORY/BACKGROUND:**

**Project Location:** The property is located at 215 Boyce Rd. in Rocky Point, NC. (See attached location map)

**Project Description:** The applicant is the owner/operator of Davis Daycare which has been in operation for seven years. The property totals 1.31 acres with an existing 28' x 72' doublewide mobile home to be utilized for a child care facility for 8 children. Currently the applicant operates with five children per shift, pursuant to her NC Child Care License for five children. Davis Daycare needs obtain more spots to acquire more children on each shift. The daycare operates 24 hrs a day, seven days a week. The applicant must have a Special Use Permit for 6 or more children before a NC Child Care License for 8 children can be issued.

**EVALUATION:**

- A) Public Notifications:** Advertisements for the proposal have been placed in the Topsail Voice and Pender Post. Adjacent property owners were notified by first class mail. Special Use Permit signs were posted on or near the proposed site.
- B) Basis for Granting SUP:** See attachment A for approval procedures (15.3 of Zoning Ordinance) and revocation procedures (15.4b of Zoning Ordinance).
- C) Zoning Ordinance Compliance:** This property is zoned R-20, Residential District and a Child Day Care Facility of 6 or more children is permitted via Special Use Permit (Section 8, of Zoning Ordinance).
- D) Land Use Plan Compliance:** This property is classified as Transition Area. The request is consistent with the 2005 Land Use Plan.
- E) Existing Land Use in Area:** The property is adjacent to vacant wooded lots to the Eastern, Western, and Southern borders. There is an existing mobile home located to the Northwest of the property.
- F) Site Access Conditions:** The property has access to SR 1411-Ashton Rd via a 30' wide dirt road access easement known as "Boyce Rd".
- G) Conditions to Consider in Issuing a Special Use Permit for this Project:**
  - 1. Unless approved otherwise as a condition of the permit, a Special Use Permit shall expire and become void, if a final zoning permit has not been issued for the project within 12 months.
  - 2. Must comply with all NC Child Care License requirements
  - 3. No more than 8 children shall be cared for at one time, with the exact number of children to be cared for dependent upon the state's determination and the NC Child Care License.
  - 4. Adequate off-street parking and turnaround space must be provided for the drop-off and pick-up of children in a safe and healthy manner.
  - 5. The applicant shall furnish a copy of their NC Child Care Center License for care of up to 8 children to Pender County Planning.
  - 6. Signs shall be in accordance with Section 16 of the Zoning Ordinance.
  - 7. The obligations imposed by this permit will be the responsibility of the property owner and operator and shall continue in affect for the duration of this permit.

8. The project shall be developed and maintained in accord with the applicant's final revised site plan as approved by the Zoning Administrator, the Zoning Ordinance, and the conditions contained in this permit.

**RESOLUTION: NOW, THEREFORE, BE IT RESOLVED**, that on March 17, 2008, the Pender County Board of Commissioners (approved, modified, denied) a Special Use Permit for Alexandria Davis as described herein and James David Williams, Chairman, is authorized to execute the order implementing this resolution and provide notice to the applicant of the action taken herein.

**AMENDMENTS:**

**MOVED** \_\_\_\_\_ **SECONDED** \_\_\_\_\_

**APPROVED** \_\_\_\_\_ **DENIED** \_\_\_\_\_ **UNANIMOUS** \_\_\_\_\_

**YEA VOTES:** Williams \_\_\_ Tate \_\_\_ Blanchard \_\_\_ Brown \_\_\_ Rivenbark \_\_\_

\_\_\_\_\_  
**James David Williams, Jr.,** 3/17/08  
**CHAIRMAN** **DATE**

\_\_\_\_\_  
**DEPUTY CLERK** 3/17/08  
**DATE**

**PENDER COUNTY  
SPECIAL USE PERMIT APPLICATION FORM**

THIS SECTION FOR OFFICE USE			
Application No.	08-03-17-06	Date	2/15/08
Permit Fee	\$200 + 26 <sup>05</sup> / <sub>100</sub> mailings	Receipt No.	077163

APPLICANT INFORMATION	
Applicant Name: <u>Alexandria Watson Davis</u>	Owner Name: _____
Address: <u>215 Boyce Rd. Rocky Point, NC 28457.</u>	Address: <u>same</u>
Phone No: <u>910-259-0664</u>	Phone No: _____
Legal relationship of applicant to owner: <u>Self.</u>	

PROJECT INFORMATION	
Property tax record No. <u>3216.75.0049</u>	Total acreage <u>1.31 acres</u>
Zoning Designation: <u>R-20</u>	In property: _____
Acreage to be used for project: <u>1.31</u>	Acreage to be disturbed: <u>0</u>
Project location and address: <u>215 Boyce Rd - Rocky Pt NC</u>	
Describe activities to be undertaken on project site: <u>Day care facility, child 6 or more children - NC License for 8 children</u>	

SIGNATURES			
Applicant:	Date:	Owner:	Date:
<u>Alexandria Davis</u>	<u>2-13-08</u>	<u>Alexandria Davis</u>	<u>2-13-2008</u>

NOTICE TO APPLICANT
<ol style="list-style-type: none"> <li>1. Applicant must also submit the information described on page two of this form.</li> <li>2. Applicant or agent authorized in writing must attend the public hearing.</li> <li>3. Once the public hearing has been advertised, the case will be heard unless the applicant withdraws the application or unless the Board of Commissioners or other authorized person agrees to table or delay the hearing.</li> <li>4. Applicant may wish to review the required findings for approval of a Special Use Permit (p. 3).</li> </ol>

\* My name is Alexandria Davis and I am a Rocky Point resident. I am owner and operator of Davis Day Care. I have been a resident of Rocky Point for 26 years, and have been operating my business for the past 7 yrs/mos.

-Davis Day care Operates 24hrs a day 7 days a week. Currently I operate with 5 children on each shift. Being that daycare is in high demand, I need more spots for more children on each shift. I am asking that you grant me with a special use permit to allow 6 or more children.

\* If a special permit is granted I can continue to serve the people of my community with quality day care services. I look forward to the expansion of my day care. I appreciate your cooperation with this matter.

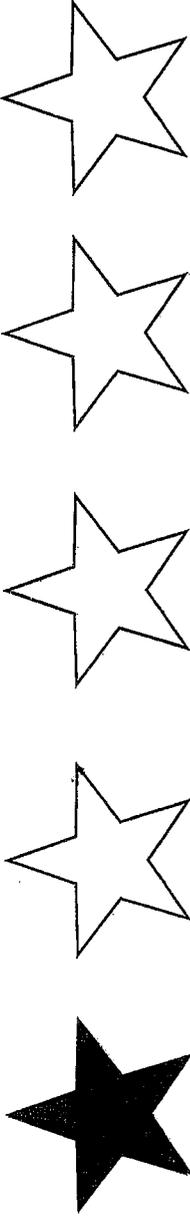
Thank you,

Alexandra N.

Davis

State of North Carolina  
 Department of Health and Human Services  
 Division of Child Development

# One Star Child Care License



**Facility Name** DAMS - DAYCARE  
**Facility Address** 215 Boyce Rd, Rocky Point, NC 28577 / Physical  
**Facility City/State/Zip** PO Box 536, Burgaw, NC 28595 / Mailing

Issued to: Alexandra N Davis  
 Age Range: 0 to 12  
 Capacity: 5  
 Effective Date: 8-7-07



In each area rated, this facility earned:

Staff Education: N/A  
 Program Standards: N/A  
 Total: N/A

- Restrictions:**
- Daytime Care Only  1<sup>st</sup>/2<sup>nd</sup> Shift Only  Daytime and Overnight
  - Max. 5 Preschool children at one time
  - Fireplace/Woodstove not in use during operating hours
  - Max. 3 Preschool Children w/ no more than 2 less than 3 years old
  - Other: Outdoor play in front only

ID Number: 71000168

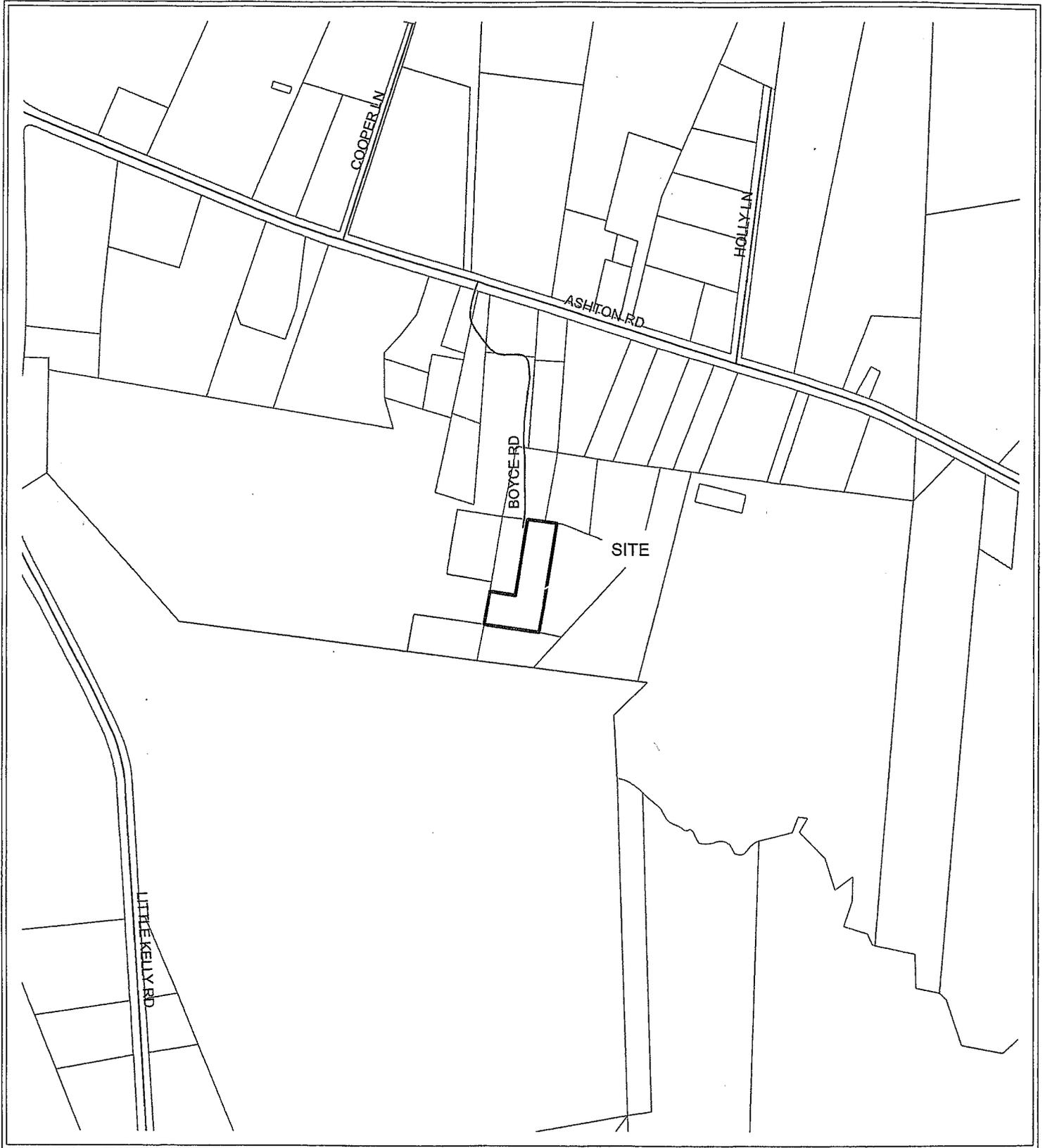
Type of Facility: Family Child Care Home

In accordance with Article 7, Chapter 110 of the North Carolina General Statutes, the above named child care facility is issued a rated license. Licenses vary from an overall rating of one to five stars, based upon their cumulative points in the three categories above. This license must be displayed in a prominent place so it may be available and shown to each child's parent or guardian when the child is enrolled. This license cannot be bought, sold, or transferred. It is only valid for the location/address noted above. This permit is the property of the State of North Carolina and must be returned to the Division of Child Development in the event of termination or revocation.

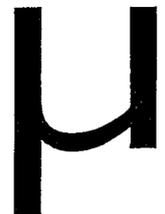
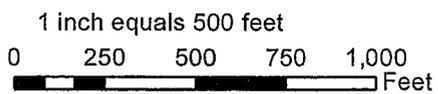
Carmen Hooker Odum  
 Carmen Hooker Odum  
 Secretary, Department of Health and Human Services

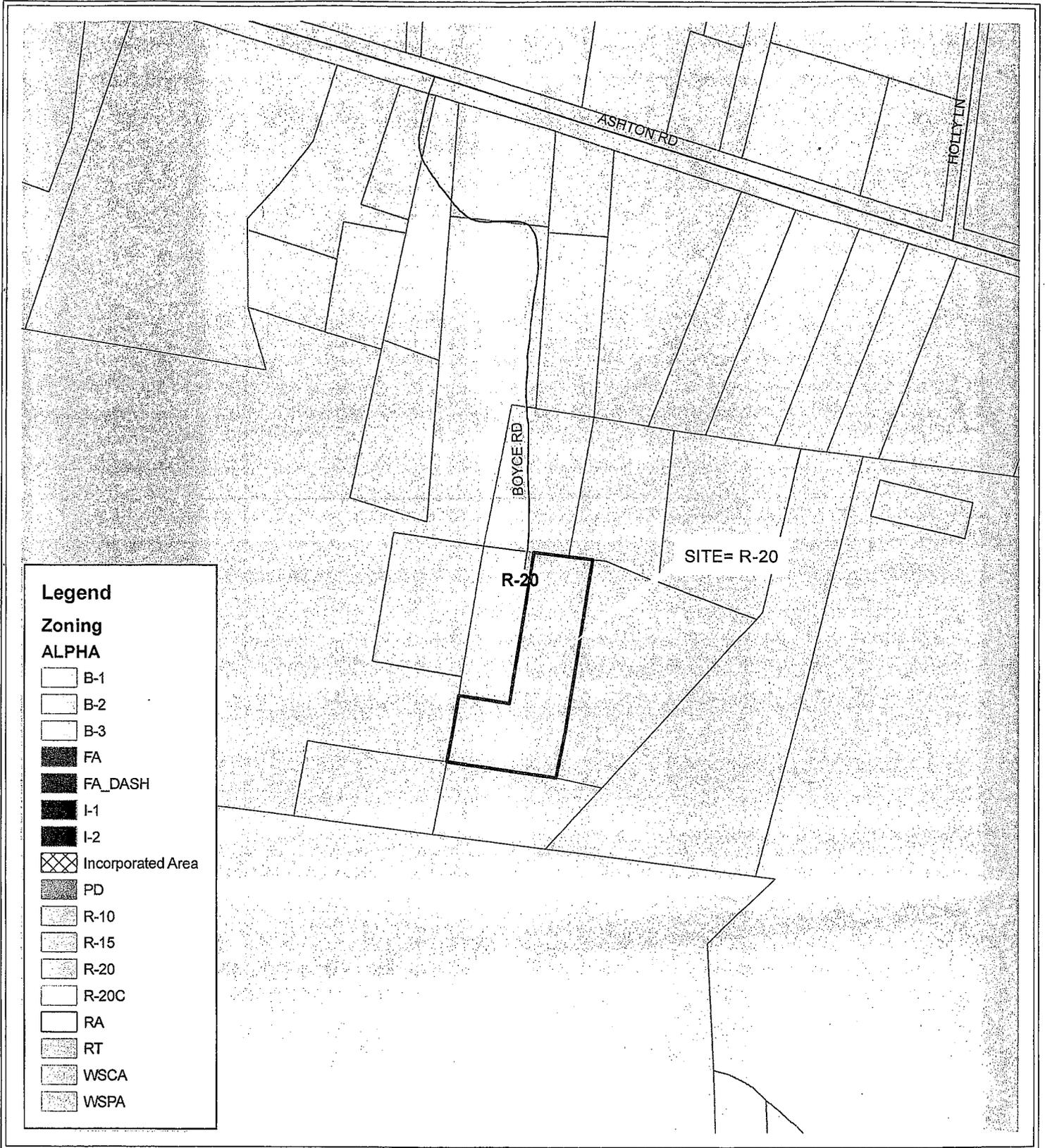
Maureen Beth Casby  
 Maureen Beth Casby  
 Child Care Consultant

Robert Kindsvater  
 Robert Kindsvater  
 Director, Division of Child Development

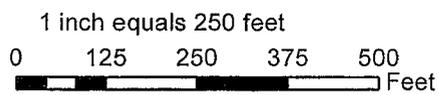


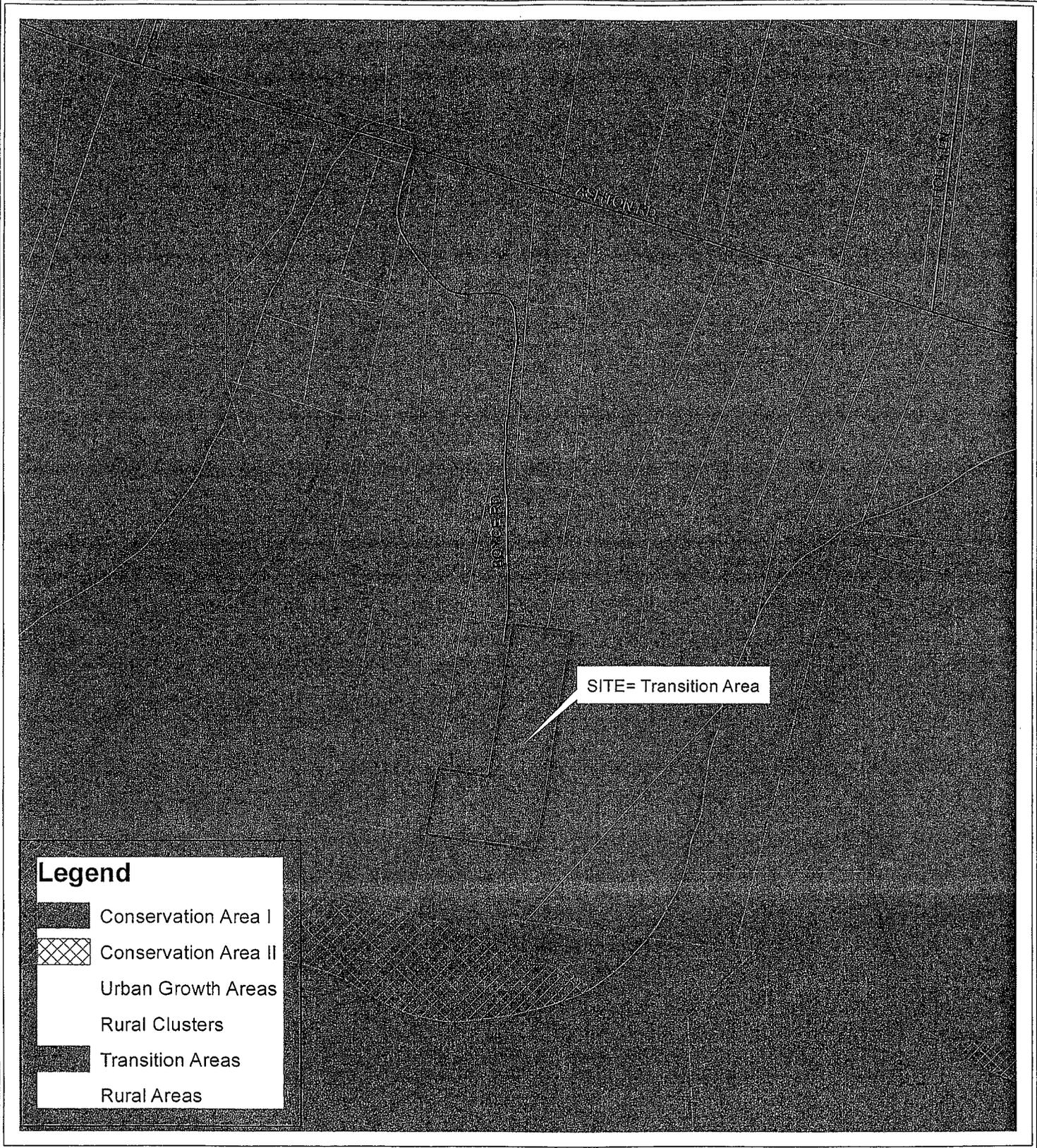
Special Use Permit  
Davis Day Care  
Vicinity Map



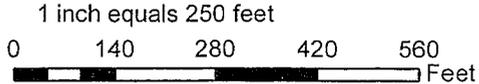


Special Use Permit  
Davis Day Care  
Zoning Map





Special Use Permit  
 Davis Day Care  
 CAMA Land Use





Special Use Permit  
Davis Day Care  
2006 Ortho

1 inch equals 250 feet  
0 125 250 375 500 Feet

