

# Manchester Township Zoning Hearing Board AGENDA

December 3, 2025, at 6:00 p.m.

# CALL TO ORDER PLEDGE TO THE FLAG

#### **NEW BUSINESS:**

- 1. ZHB 2025-21: Drew & Emily Zimmerman request a variance from §27-305 to permit the subdivision of a lot with a reduced lot width and area at 3830 and 3835 N. Susquehanna Trail, 36-000-MH-0027.B0 and 36-000-MH-0066, in the Agricultural District.
- 2. ZHB 2025-22: Nneka Olunwa requests a variance from §27-105 to allow a maximum of 12 children in a child care home pursuant to the definition within the zoning ordinance at 675 Kerria Drive, 36-000-52-0059.00-00000, in the Agricultural (Open Space) District.

**ADJOURN** 

MANCHESTER TOWNSHIP 3200 Farmtrail Road York, PA 17406-5699

RECEIVED

Initial:

## **APPLICATION FOR ZONING HEARING**

178

1.	Applicant's Name I	DREW & EMILY ZIMMERMAN	116	)	
	Address: 3835 N S	USQUEHANNA TRL, YORK, PA 17404			201
	E-mail Address: zin	nmermanwatchrepair@gmail.com	Phone Numb	per: 717-873-3240	
2.	Property Owner's N	ame: TRONG T LIEU			
	Address: 3830 N SL	JSQUEHANNA TRL, YORK, PA 17404			
		3835 N. Susquehanna	Troul 4		
3.	Property Location	3830 N SUSQUEHANNA TRL, YORK, PA 174	04		
				B	
4.	Zoning District	AGRICULTURAL ZONE	UPI#	36-MH-0027.Å & 66	

The undersigned hereby makes application for a VARIANCE / SPECIAL EXCEPTION / APPEAL under all applicable ordinances of Manchester Township, and hereby certifies, under penalties of perjury, that all facts set forth herein and, in the plans, submitted herewith are true and correct.

Nothing in this application shall relieve the owners, or his agent, the developer or applicant or any other persons in possession or control of the building, land, or any part thereof from obtaining such other permits or licenses or approvals as may be prescribed by law for the uses or purposes for which the land or building is designed or intended; nor from complying with any lawful order issued with the object of maintaining the building or land in a safe or lawful condition.

Signature of Applicant / Authorized Representative

of Applicant / Authorized Representative

Date 11-7-25

#### OFFICE USE ONLY BELOW THIS LINE

Date Application Received	Property Posted		
Date Application Received  Date Application Fee Received			
Certified to ZHB	Date		
Newspaper Advertisement of Hearing Sent on 11/13/25	Date   1   125   Date   1   25   25		
Notice Mailed to Twp. Supervisors & ZHB	Date		
Notice Mailed to Applicant & Adjacent Property Owners	Date 11/14/25		
Application Withdrawn	Date		
Hearing Held	Date		
Planning Commission Review	Date		
Continued Hearing Held	Date		
Permit (GRANTED / REFUSED)	Date		
Conditions for Approval			

. Nature of SPECIAL EXCEPTION / VARIANCE / INTE	ERPRETATION requested and SECTION NUMBER:				
Section 27-305 – Min Lot Width	n 27-305 – Min Lot Width				
Section 27-305 – Min Lot Area	on 27-305 – Min Lot Area				
	-461/(A)				
Description of Proposed Work and Use:					
posed Add-on Subdivision between Lieu & Zimmerman. Parcel 66 proposed new property line to follow centerline					
Of Susquehanna Trl N. Remaining area for Parcel 66 with existing dwelling 0.75 Acres Gross / 32,631 S					
North of Susquehanna Trl N is 3.50 Acres Gross a	nd is to be combined with adjacent Parcel 27.B				
Existing Use of Land / Buildings: Residential / S	ingle Family Detached Dwelling				
8. Number of Proposed Buildings / Structures: N/A	And				
a Height of Building / Structures	Feet Stories				
b Type of Construction					
c Number of Families / Dwelling Units					
d Habitable Floor Area for Each Dwelling	រូ Unit				
e If Mobile Home, Title Holder's Name / A	Address				
Off Street Parking Spaces:					
a Required N/A	b. Proposed				
. Water System: (check a, b or c)					
a Public	Company Name				
b On-Site Well ✓	c Other (Specify )				
. Sewage System: (check a, b or c)					
a Public: Parcel 66 ✓	c. Other				
b On-Site: Parcel 27.B ✓	Penn DEP Approved #				

ZHB Application #

- 12. Please note that a land development plan must be filed or a building permit must be acquired within (six) 6 months of the date of the written decision of the board or the action is null and void.
- 13. <u>Please attach a complete list of property owners within 300 feet.</u> (Please include homeowners' names, address, tax map and parcel number.)
- 14. <u>Please attach a detailed site plan.</u> (Include a complete plan showing all existing and proposed buildings, driveways, etc. with setback distances and dimensions. Note all property widths and depths (in feet) along appropriate property lines. Note all street name(s) and their locations. Note the compass directions. Note the names of the adjoining property owners.

#### FOR SPECIAL EXCEPTION APPLICATIONS ONLY (must answer all questions) (additional sheets may be used)

5.	The applicant alleges that the proposed Special Exception use:				
a)	Would be in harmony with the character of the neighborhood because: (How will what I want to do fit in my neighborhood)				
b)	Would not be detrimental to the properties or persons in the neighborhood because:				
c) Or	If the special exception is granted, show how the provisions of Section of the Zoning dinance will be met. (Please attach a separate sheet of paper as needed.)				

#### FOR VARIANCE APPLICATIONS ONLY (must answer all questions) (additional sheets may be used)

16. The applicant believes the variance should be granted because:

_	Due to the existing physical characteristics, the existing lot width and lot size of parcel 66 with the existing
_	Dwelling would be less than the ordinance allows. The proposed lot with would be 97 feet and lot area is 0.75
_	acres. The Ordinance requires in agricultural zone that lot width be 150 feet and lot area be 47,000 s.f.
_	
b)	The unnecessary hardship on your property is: (must be able to prove all of the items below)
	<ul> <li>( ✓ ) The result of application of the Manchester Township Zoning Ordinance</li> <li>( ✓ ) Due to unique physical circumstances of the property in question not shared by neighboring properties such as: the shape of lot, the width of lot or the topography of the lot</li> <li>( ✓ ) Not financial in nature</li> <li>( ✓ ) Not self-created</li> </ul>
c)	The proposed variance will not alter the essential character of the neighborhood nor impair the use of adjacent properties for the following reasons: (for example: Why is this not harmful to the neighbors?)
	There are no improvements proposed. Only transfer of land. A non-building waiver is proposed.
_	
_	
d)	The variance requested represents the minimum variance that will afford relief for the following reasons: (for example: Why does what you want to build <u>have</u> to be the size shown?)
-	To subdivide and transfer the northern tract the area out the south would be non-conforming.
-	A variance would be required to proceed with this subdivision add-on
_	

ZHI	3 Ap	olica	ition	#

	For an APPEAL of a decision(s) of the township's zoning officer or of an enforcement action of the township:				
а.	a. The applicant is hereby appealing: (may use additional sheets if necessary)				
The	following decision of the zoning officer:				
Ine	following enforcement action of the township:				
b.	The applicant does not agree with the decision of the zoning officer or the enforcement action of the township for the following reasons: (may use additional sheets if necessary)				
-					
<u></u>					
-					
_					

ZIMMERMAN & LIEU ADJOINER LIST

36-000-MH-0027.00-00000

NP MANCHESTER COMMERCE CTR LLC

250 REGIONAL WAY

36-000-LH-0056.B0-00000

MARIA LISSETTE MENDEZ

3800 N SUSQUEHANNA TRL

36-000-LH-0056.E0-00000

TRACY E RILL AKA TRACY E LEITZEL

3816 N SUSQUEHANNA TRL

36-000-LH-0056.D0-00000

TRONG T LIEU

3820 SUSQUEHANNA N TRL

36-000-LH-0056.C0-00000

FOUR R LAND HOLDINGS LP

No Address

36-000-52-0126.A0-00000

LONDON CROFT LLC

594 DARROW RD

36-000-MH-0066.A0-00000

RYAN L SEYLER

3840 SUSQUEHANNA TRL

36-000-MH-0065.B0-00000

JASON TYRELLE & BRITTANY LYNN HERMAN

3865 SUSQUEHANNA TRL

# THE TOWNSHIP OF

YORK COUNTY



## **MANCHESTER**

#### **PENNSYLVANIA**

3200 Farmtrail Road York, PA 17406 Telephone: (717) 764-4646 Fax: (717) 767-1400 www.mantwp.com

ZC-25-00178

## **NOTICE OF ZONING HEARING**

Notice is hereby given that a hearing will be held by the Manchester Township Zoning Hearing Board at the Township Municipal Building located at 3200 Farmtrail Road, York, PA, 17406. All interested parties are welcome to attend and provide testimony. The hearing will be held on:

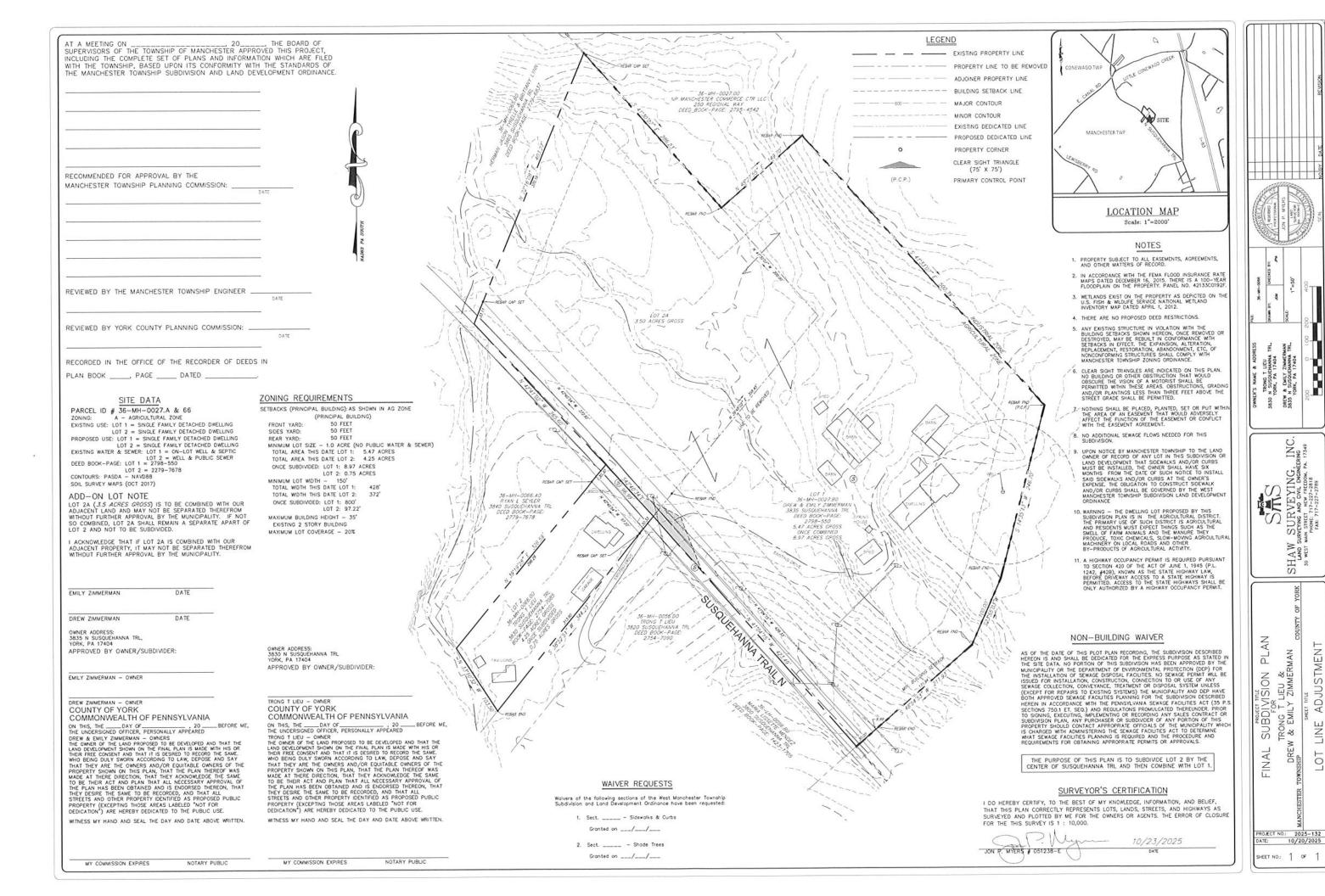
#### December 3, 2025, at 6:00 p.m.

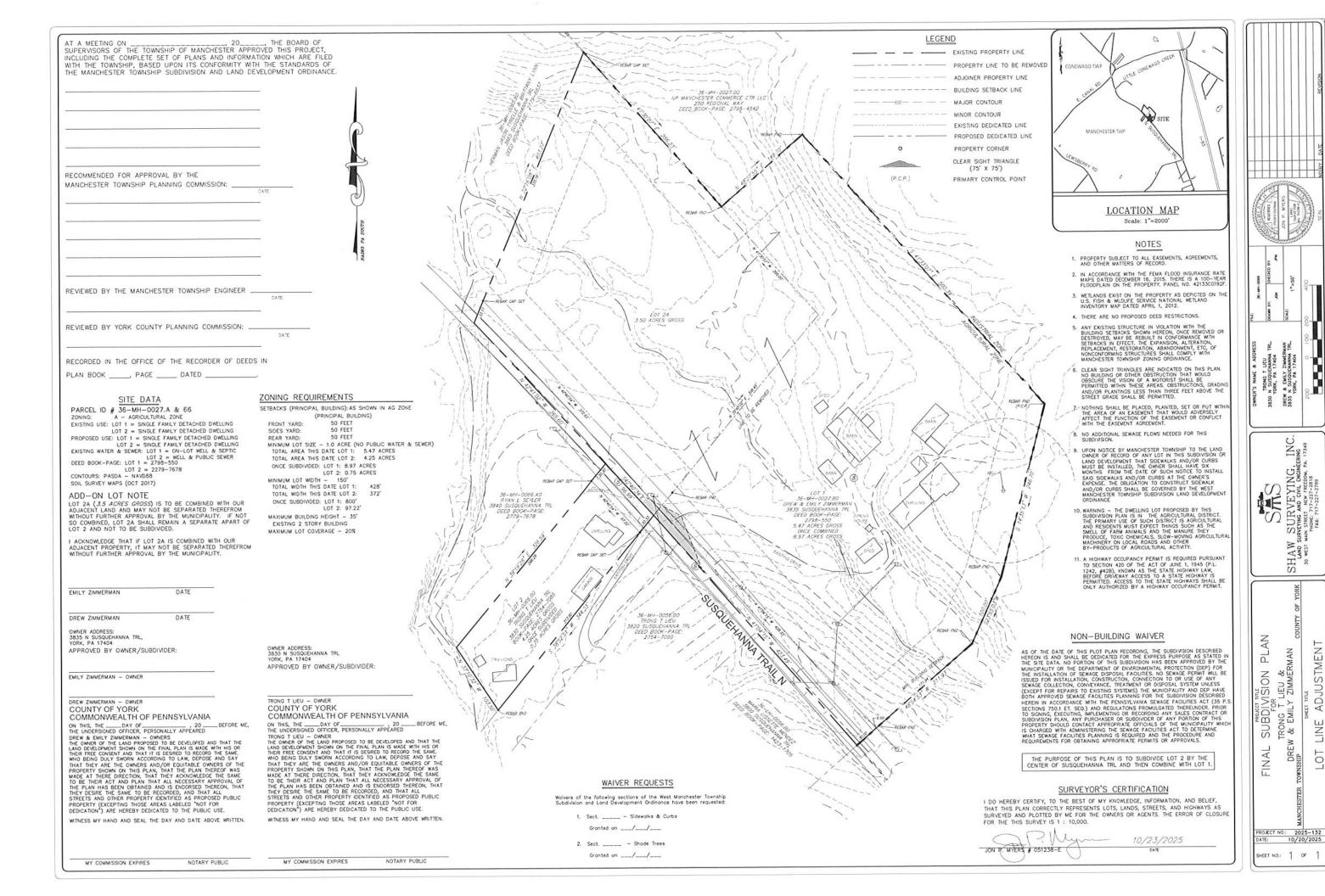
ZHB 2025-21: Drew & Emily Zimmerman request a variance from §27-305 to permit the subdivision of a lot with a reduced lot width and area at 3830 and 3835 N. Susquehanna Trail, 36-000-MH-0027.B0 and 36-000-MH-0066, in the Agricultural District.

At least one week prior to the hearing an agenda and item details will be posted on our website. Click on the "government" button then "meetings & agendas" from the drop-down list then scroll down to "Zoning Hearing Board 2025" and choose the desired date. Additional information may also be obtained by contacting the township office at 717-764-4646, extension 105, or r.vega@mantwp.com.

#### MANCHESTER TOWNSHIP ZONING HEARING BOARD

By: Rachel Vega, Zoning/Planning Officer





MANCHESTER TOWNSHIP 3200 Farmtrail Road York, PA 17406-5699

FOR OFFICE U Application #	2025-22
Date of Hearing	12/3/2025
Time of Hearing	
CONTINUED H	EARING
Date of Hearing	
Time of Hearing	<u> </u>

### APPLICATION FOR ZONING HEARING

Namela Olumus

1.	Applicant's Name	Nneka Olunwa		
	Address:	675 Kerria Drive, York, PA 17404		
	E-mail Address:	olunwanneka@gmail.com	Phone Number:	888-304-3202
2.	Property Owner's Name: Same as Applicant (Owner-Occupied Residence)			
	Address:			
3.	Property Location 675 Ke	erria Drive, Welbourne Reserve Subdi	vision, Manchester To	wnship, York County, PA 1740
4.	Zoning District RA – Res	idential Agricultural (Open Space Res	idential) UPI# 36-0	00-52-0059

The undersigned hereby makes application for a **VARIANCE / SPECIAL EXCEPTION / APPEAL** under all applicable ordinances of Manchester Township, and hereby certifies, under penalties of perjury, that all facts set forth herein and, in the plans, submitted herewith are true and correct.

Nothing in this application shall relieve the owners, or his agent, the developer or applicant or any other persons in possession or control of the building, land, or any part thereof from obtaining such other permits or licenses or approvals as may be prescribed by law for the uses or purposes for which the land or building is designed or intended; nor from complying with any lawful order issued with the object of maintaining the building or land in a safe or lawful condition.

Kneka Olunva		
Signature of Applicant / Authorized Re	presentative	

#### OFFICE USE ONLY BELOW THIS LINE

Certified to ZHB	Date
Newspaper Advertisement of Hearing 5ent on 1113/25	Date   1   18   25   Date   1   25   25
Notice Mailed to Twp. Supervisors & ZHB	Date
Notice Mailed to Applicant & Adjacent Property Owners	Date 11114125
Application Withdrawn	Date
Hearing Held	Date
Planning Commission Review	Date
Continued Hearing Held	Date
Permit (GRANTED / REFUSED)	Date

	e or a	SPECIAL EXCEPTION / VARIANCE / INTERPRE	TATION requested and SECTION NUMBER:
Re	ques	st for Special Exception under §27-1220 (Child	Care Home) and §27-1230 (Home Occupations)
		erate a Family Child Care Home in a single-fa	
1070		To operate a	a state-licensed Family Child Care Home to allow Colf
6. Descr	riptio	n of Proposed Work and Use:	en (infant through preschool). No exterior construction or commercia
		,	
			quired DHS/OCDEL Family Child Care Home ) Orientation
certifica	ation	dated July 8, 2025 — attached). The formal Di	HS license application will be filed upon receipt of zoning approval.
7. Existi	na Us	se of Land / Buildings:	
	.,	Single-Family Residential Dwel	lling
-		•	
8. Nur	nber	of Proposed Buildings / Structures:	None – use of existing dwelling only  And:
		Existing 2-sto	ory residence (no change)
	a	Height of Building / Structures	Feet Stories
	b	Type of Construction Frame and mason	
	C	Number of Families / Dwelling Units On	ne (1) – existing single-family home
	d	Habitable Floor Area for Each Dwelling Unit	Approx. 3,000 sq. ft. (including finished basement)
	е	If Mobile Home, Title Holder's Name / Address	s N/A
Off St	reet F	Parking Spaces:	5 can be provided.
7. <u>011 01</u>	a	Required 3 required	<ul> <li>a 1 for employee (Driveway near garage)</li> <li>b. Proposed</li> <li>a 2 for Visitors / Parent Drop-Off</li> </ul>
10. <u>Wate</u>	r Sys	stem: (check a, b or c)	<ul> <li>2 for Residential (Household) (Enclosing garage)</li> </ul>
	а	Public Yes, public	Company Name York Water Company
	b	On-Site Well	c Other (Specify )
11. Sewa	age S	ystem: (check a, b or c)	
	а	Public — Manchester Township Sar	nitary Sewer System c. Other
	b	On-Site	Penn DEP Approved #

ZHB Application #

- 12. Please note that a land development plan must be filed or a building permit must be acquired within (six) 6 months of the date of the written decision of the board or the action is null and void.
- 13. Please attach a complete list of property owners within 300 feet. (Please include homeowners' names, address, tax map and parcel number.)
- 14. Please attach a detailed site plan. (Include a complete plan showing all existing and proposed buildings, driveways, etc. with setback distances and dimensions. Note all property widths and depths (in feet) along appropriate property lines. Note all street name(s) and their locations. Note the compass directions. Note the names of the adjoining property owners.

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#### FOR SPECIAL EXCEPTION APPLICATIONS ONLY (must answer all questions) (additional sheets may be used)

The pro	posed child care home will operate within a single-family residence with no external changes,
signage	e, or commercial appearance. Noise and activity levels will remain comparable to a typical
househ	old with children. The hours of operation (7 AM-6 PM weekdays) are consistent with normal
residen	tial activity patterns.
Vould not	be detrimental to the properties or persons in the neighborhood because:
	imited to short, staggered drop-off and pick-up events. All parking and maneuvering occur off-street on the
existing o	lriveway. No on-street parking will be required. The driveway slope (≤ 7 %) and width (≈ 18–20 ft) allow s
entry and	exit without obstructing traffic on Kerria Drive.
entry and	
entry and the speci inance wil	exit without obstructing traffic on Kerria Drive.  al exception is granted, show how the provisions of Section of the Zoning I be met. (Please attach a separate sheet of paper as needed.)
entry and the speci inance wil	exit without obstructing traffic on Kerria Drive.  al exception is granted, show how the provisions of Section of the Zoning     be met. (Please attach a separate sheet of paper as needed.)   ce with § 27-1220 and § 27-1230 Provisions
entry and the speci inance wil	exit without obstructing traffic on Kerria Drive.  al exception is granted, show how the provisions of Section of the Zoning  I be met. (Please attach a separate sheet of paper as needed.)  ace with § 27-1220 and § 27-1230 Provisions  Meets state licensing requirements for a family child care home
entry and the speci	exit without obstructing traffic on Kerria Drive.  al exception is granted, show how the provisions of Section of the Zoning I be met. (Please attach a separate sheet of paper as needed.)  ace with § 27-1220 and § 27-1230 Provisions  Meets state licensing requirements for a family child care home  Provides at least 3 off-street parking spaces (1 per employee + 2 additional).  Utilizes less than 25 % of total floor space for business use (finished basement only).
entry and the specificance will Complian	exit without obstructing traffic on Kerria Drive.  al exception is granted, show how the provisions of Section of the Zoning I be met. (Please attach a separate sheet of paper as needed.)  ace with § 27-1220 and § 27-1230 Provisions  Meets state licensing requirements for a family child care home  Provides at least 3 off-street parking spaces (1 per employee + 2 additional).  Utilizes less than 25 % of total floor space for business use (finished basement only).

#### FOR VARIANCE APPLICATIONS ONLY (must answer all questions) (additional sheets may be used)

16.	The ap	plicant	believes	the	variance	should	be	granted	because:
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a)	Applicant is unable to make reasonable use of his property or conform to strict application of the Zoning Ordinance because: (Why can't you use the property as it is?)
-	The property at 675 Kerria Drive was designed and finished with a basement that already meets all state safety standards for Group Child Care Home.
	It has two exits, a restroom, a fenced backyard, and safe parking.
ī	The only reason I can't fully use it for that purpose is because the Township's zoning ordinance limits me to six children under the Family Child Care Home category.
-	The house was designed for more — up to twelve — and meets all DHS safety rules.
2	So the hardship comes from how the zoning rule is written, not from my property or anything I did.
_	Without the variance, I can't use my home the way it was safely built and intended."
b)	The unnecessary hardship on your property is: (must be able to prove all of the items below) Response provided separately
	<ul> <li>( x ) The result of application of the Manchester Township Zoning Ordinance</li> <li>( x ) Due to unique physical circumstances of the property in question not shared by neighboring properties such as: the shape of lot, the width of lot or the topography of the lot</li> </ul>
	( x ) Not self-created
c)	The proposed variance will not alter the essential character of the neighborhood nor impair the use of adjacent properties for the following reasons: (for example: Why is this not harmful to the neighbors?)
7	The property will continue to function and appear as a single-family home.
	All child-care activities occur indoors or within the fenced rear yard, which is not visible from the street.
-	No exterior signage, commercial lighting, or building additions are proposed. Parent drop-offs and pick-ups occur entirely within
-	the existing driveway, which provides safe off-street parking and turn-around space.
-	Noise is minimal and limited to short, supervised outdoor play during daytime hours only.
_	The use will therefore remain quiet, safe, and fully consistent with the residential character of the neighborhood.
d)	The variance requested represents the minimum variance that will afford relief for the following reasons: (for example: Why does what you want to build <a href="https://example.com/have-to-be-the-size-shown?">https://example.com/have-the-size-shown?</a> )
	Granting this variance supports the intent of the ordinance to allow safe, family-oriented home occupations that serve community needs who preserving residential character.
	The Group Child Care Home will provide licensed, high-quality child care for local families (the community family will be prority) without
	creating traffic, noise, or visual impacts.
	All operations meet or exceed Pennsylvania DHS safety standards, including fire protection, egress, and supervision.
	The use remains fully residential in scale and appearance, promotes public welfare by expanding access to child care, and does not harm surrounding properties or the neighborhood.
_	

#### The unnecessary hardship on your property is:

#### ☑ The result of application of the Manchester Township Zoning Ordinance

The current ordinance allows only a *Family Child Care Home* (up to six children) by special exception and does not provide for a *Group Child Care Home* (7–12 children) in this district.

Because of this rule, I cannot fully use the finished, code-compliant basement for safe child care as it was designed.

# ☑ Due to unique physical circumstances of the property in question not shared by neighboring properties such as: the shape of lot, the width of lot, or the topography of the lot

The property includes a large walk-out basement with direct egress to a fenced rear yard, a wide side-load driveway with ample off-street parking, and a deep lot that naturally separates the home from adjacent houses.

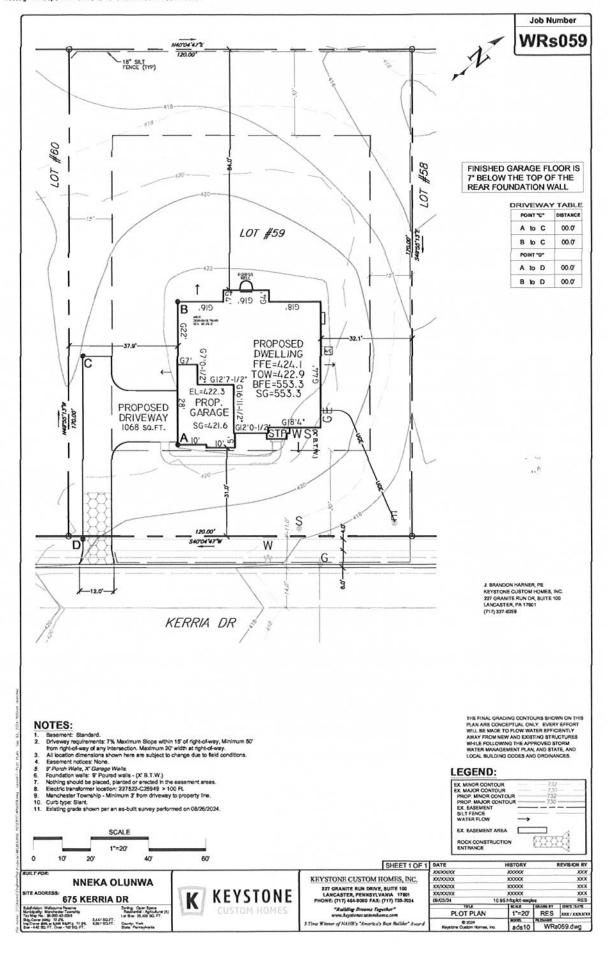
These unique features make the home ideally suited for group child care without affecting the neighborhood.

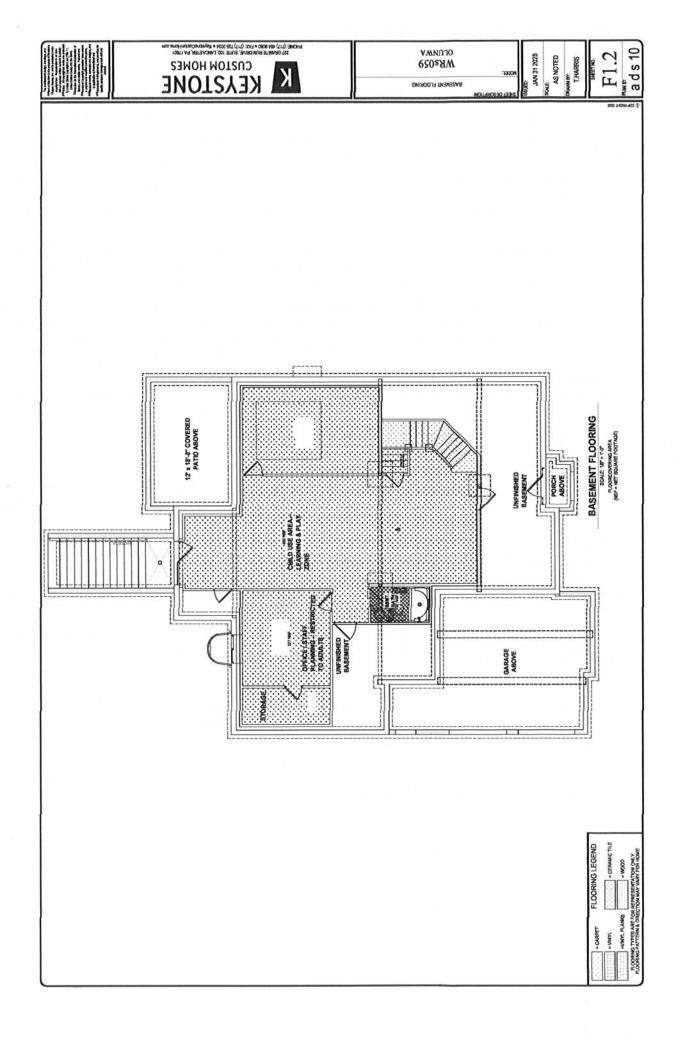
#### ✓ Not financial in nature

The request is based solely on the property's design and layout — not for financial gain. The variance is sought to safely use the space consistent with State (DHS) standards.

#### ✓ Not self-created

The hardship arises from how the ordinance classifies child-care homes, not from any action by the applicant. The home was constructed and finished before learning that the zoning code limits the use to six children.





#### Basement Floor Plan - Family Child Care Home Area

Child Care Area - Learning & Play Zone (≈ 350 sq.ft.)

Office / Staff Planning - Restricted to Adults (≈ 120 sq.ft.)

Children's Restroom (≈ 45 sq.ft.)

Emergency Egress Window (44" A.F.F.)

Stair Access to Main Level

Theater Room - Restricted Access (Not Part of Child Care Use)

N

Scale: 1\* = 10' (approx.)

Exhibit E - Page 2 of 2

#### Exhibit E – Basement Floor Plan (Child Care Area & Egress)

Family Child Care Home – 675 Kerria Drive, Manchester Township, PA

Applicant: Nneka Olunwa

This exhibit identifies the finished portion of the basement designated for the Family Child Care Home.

#### Designated Areas:

- Child Care Area Learning & Play Zone (approx. 350 sq. ft.)
- Office / Staff Planning Restricted to Adults (approx. 120 sq. ft.)
- Children's Restroom (approx. 45 sq. ft.)
- Emergency Egress Window (44" A.F.F.) and Stair Access to Main Level

The Theater Room is excluded from child-care operations and will remain restricted access.

All child-use areas meet visibility, ventilation, and emergency-egress requirements in § 27-1220 and Pennsylvania DHS Family Child Care Home regulations.

#### Exhibit D – Photographic Exhibit (Driveway with Parking Layout)

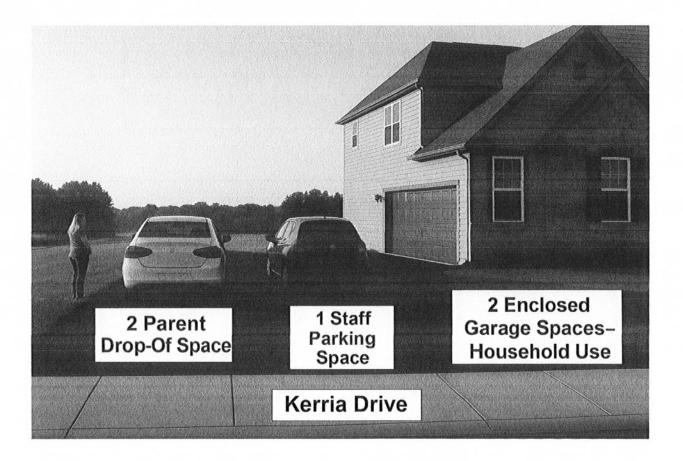
Family Child Care Home – 675 Kerria Drive, Manchester Township, PA Applicant: Nneka Olunwa

This photograph shows the existing asphalt driveway (≈ 1,068 sq. ft.) and its off-street parking configuration:

- •2 Enclosed Garage Spaces Household Use
- 1 Staff Parking Space (in driveway nearest the garage)
- •2 Parent Drop-Off Spaces (side-by-side near the street)

All vehicle movement occurs within the driveway, and no on-street parking is required.

The layout demonstrates compliance with § 27-1220(3) and § 27-1230(D) of the Manchester Township Zoning Ordinance.







# has attended the

CHILD CARE CENTER/GROUP CHILD CARE HOME ORIENTATION

presentation by the

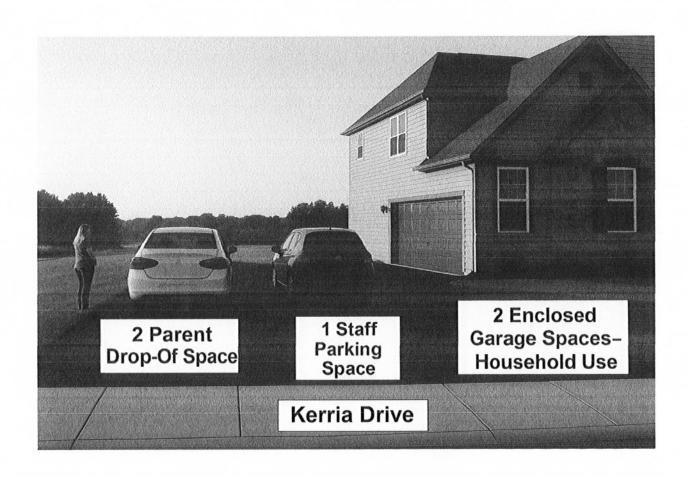
OFFICE OF CHILD DEVELOPMENT AND EARLY LEARNING Central Regional Office

On: July 8, 2025

Certificate Expiration: July 8, 2026

Regional Director

Training Certification Representative



#### Exhibit B - Annotated Site Plan & Driveway Layout

Family Child Care Home – 675 Kerria Drive, Manchester Township, PA

Applicant: Nneka Olunwa

This exhibit includes two visual components:

- 1. Keystone Custom Homes base plot plan for Lot 59 Welbourne Reserve.
- 2. Annotated driveway photo showing parking layout and access points.

Lot Size: 20,400 sq. ft. | Driveway Area: 1,068 sq. ft. | Zoning: RA – Residential Agricultural. Parking Provided: 2 Enclosed Garage Spaces (Household), 1 Staff Space, 2 Parent Drop-Off Spaces.

	For an APPEAL of a decision(s) of the township's zoning officer or of an enforcement action of the township:
а	. The applicant is hereby appealing: (may use additional sheets if necessary)
T	he following decision of the zoning officer:
T	he following enforcement action of the township:
_	
b	
b	. The applicant does not agree with the decision of the zoning officer or the enforcement action of the township for the following reasons: (may use additional sheets if necessary)
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b	. The applicant does not agree with the decision of the zoning officer or the enforcement action of the township for the following reasons: (may use additional sheets if necessary)
b	. The applicant does not agree with the decision of the zoning officer or the enforcement action of the township for the following reasons: (may use additional sheets if necessary)



# BEFORE THE MANCHESTER TOWNSHIP ZONING HEARING BOARD

In Re: Application of Nneka Olunwa : No. 2025-18

#### DECISION OF THE MANCHESTER TOWNSHIP ZONING HEARING BOARD

This is the decision of the Manchester Township Zoning Hearing Board (Board) on the special exception application of Nneka Olunwa (Applicant) seeking a special exception to operate a home childcare center for property located at 675 Kerria Drive, York, PA, 17404. The hearing was timely held at the Manchester Township Building on November 5<sup>th</sup>, 2025.

After hearing all of the testimony and considering all of the evidence, the Board makes the following Findings of Fact and Conclusions of Law:

I.

#### FINDINGS OF FACT

- The Applicant, Nneka Olunwa, is the owner of a property located at675 Kerria Drive, York, PA 17404.
- 2) The property is located in an agricultural district/open space residential.
- 3) Currently the property has a single-family dwelling located on the property.
- 4) The applicant testified that it was her desire to operate a home childcare center located in the basement of the home.
- 5) The Applicant testified that she had partially completed the training and certification necessary to operate such a daycare center and that they had recommended that she get the zoning approval before completing the process.
- 6) The Applicant testified that the residents of the property were herself and her mother.
- This application is controlled by Manchester Township Zoning Ordinance Section 27-1220 (childcare home) and 27-1230 (home occupation).
- 8) Under the home occupation restrictions, the maximum number of children allowed for a childcare home by special exception is six children at any one time.
- 9) The Applicant testified that it is her intention to have children from age 0 to toddlers.

- 10) The Applicant testified that the childcare operation would be run from her basement which was fully finished and carpeted. Upon questioning, the Applicant testified that the area was also heated and air conditioned.
- 11) The Applicant testified that she would comply with the requirement that only six children were allowed at any one time.
- 12) The Applicant testified that she would be the primary operator of the daycare center and that her mother, who also resides at home, would assist.
- 13) The Applicant testified that she had two spaces in her garage that would accommodate the vehicles for the residents of property and that she had a large driveway that could hold at least two more vehicles for drop-off and pick-up.
- 14) The Applicant testified that she would schedule with the clients for a specific drop-off and pick-up window so that there would not be more than one vehicle using the property at any time.
- 15) The Applicant testified that she would install a walkway from the driveway to the rear entrance to the basement as well as fencing around the property before opening the operation.
- 16) The Applicant testified that she would take either full or half day students depending on the needs of the customers.
- 17) The Zoning Board received copies of two emails regarding this application. The primary thrust of the emails was that there is a Homeowner's Association and this operation may not be permissible under the Homeowner's Association rules.
- 18) The Zoning Board Solicitor indicated that the Zoning Board did not enforce private agreements such as Homeowner's Association's but that the Applicant needed to be aware of this potential issue.
- 19) The Zoning Officer testified as to the posting and advertising of the hearing.

#### II.

#### **CONCLUSIONS OF LAW**

- The request of the Application for a special exception to operate a home daycare center is within the jurisdiction of the Zoning Hearing Board.
- The Board had determined the Applicant has met its burden of proof for a special exception.

#### III.

#### **DECISION**

The board placed the following conditions on approval

- 1. That there would be no more than six children at the daycare center at any one time
- 2. That drop-off and pick-up for the children would be scheduled so that traffic would be minimized at the location.
- 3. Decision by unanimous 2-0 vote of the Manchester Township Zoning Hearing Board, the application of Nneka Oluwa, for special exception to operate a childcare home center was approved as submitted.

11-18-2025

Date

Craig Wisherd

3200 Farmtrail Road York, PA 17406 Telephone: (717) 764-4646 Fax: (717) 767-1400 www.mantwp.com

ZC-25-00179

## **NOTICE OF ZONING HEARING**

Notice is hereby given that a hearing will be held by the Manchester Township Zoning Hearing Board at the Township Municipal Building located at 3200 Farmtrail Road, York, PA, 17406. All interested parties are welcome to attend and provide testimony. The hearing will be held on:

#### December 3, 2025, at 6:00 p.m.

ZHB 2025-22: Nneka Olunwa requests a variance from §27-105 to allow a maximum of 12 children in a child care home pursuant to the definition within the zoning ordinance at 675 Kerria Drive, 36-000-52-0059.00-00000, in the Agricultural (Open Space) District.

At least one week prior to the hearing an agenda and item details will be posted on our website. Click on the "government" button then "meetings & agendas" from the drop-down list then scroll down to "Zoning Hearing Board 2025" and choose the desired date. Additional information may also be obtained by contacting the township office at 717-764-4646, extension 105, or r.vega@mantwp.com.

#### MANCHESTER TOWNSHIP ZONING HEARING BOARD

By: Rachel Vega, Zoning/Planning Officer