

ORDINANCE NO. 1658

AN ORDINANCE TO AMEND CHAPTER 115 OF THE CODE OF SUSSEX COUNTY, TO ALLOW AGRICULTURAL RELATED INDUSTRY AS A CONDITIONAL USE IN THE AGRICULTURAL RESIDENTIAL ZONING DISTRICT, TO DEFINE AGRICULTURAL RELATED INDUSTRY, AND TO DELETE CONFLICTING LANGUAGE.

WHEREAS, the Sussex County Council adopted the Sussex County Comprehensive Plan update on December 10, 2002, and

WHEREAS, the Comprehensive Plan Update proposes allowing Agricultural Related Industry in the Low Density Area, and

WHEREAS, the Comprehensive Plan Update generally anticipates that the AR District be the Zoning District which would best accommodate agricultural related industry

NOW, THEREFORE THE COUNTY OF SUSSEX ORDAINS:

The Code of Sussex County is hereby revised to add the following amendments which would permit Agricultural Related Industry as a conditional use in the AR District and to delete conflicting language in Chapter 115.

1. Add to 115-4 - Definitions, the following:

Agricultural Related Industry – business establishments that rely on farm or forest products for a substantial portion of their material inputs and that obtain at least 51 percent of their inputs either directly from the local farm or forest/logging industry or indirectly through local early stage processors or wholesalers. For the purpose of this Ordinance, “local” is interpreted to mean the Delmarva Peninsula.

2. Add to 115-22 - Conditional Uses the following:

Agricultural Related Industry provided that such use is visually and acoustically screened from adjacent highways and property in such a manner that a reasonable passerby is not attracted to or aware of the establishment.

3. Delete from 115-22 - Conditional Uses the following:

[Residential, business, commercial or industrial uses when the purposes of this chapter are more fully met by issuing a conditional use permit.]

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 1658 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 27TH DAY OF JANUARY 2004.

ROBIN A. GRIFFITH
CLERK OF THE COUNCIL

