

**ORDINANCE NO. 2052**

**AN ORDINANCE TO AMEND CHAPTER 99, SECTION 99-9B OF THE CODE OF SUSSEX COUNTY RELATING TO THE TIME PERIOD OF VALIDITY OF A PRELIMINARY SUBDIVISION PLAT**

**WHEREAS, it is determined that in order to best serve the health, safety and welfare of the citizens of Sussex County, it is necessary to revise the Code of Sussex County in respect to the method of subdivision approval and time period of validity of a preliminary subdivision plat approved under the Subdivision Ordinance; and**

**WHEREAS, the County Council acknowledges that it is necessary to obtain certain State and Local agency approvals of a preliminary plat prior to receiving Final Site Plan approval and that said State and Local Agency approvals typically cannot all be obtained within one year;**

**NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:**

**Section 99-9. Public hearing on preliminary plot approval or disapproval.**

**B. Tentative approval of a subdivision plat shall be valid for [12] 36 months. Unless a final plat, in accordance with the approved preliminary plat, including any required changes or modifications, and in accordance with all other applicable provisions, shall be filed with the Commission's staff within [12] 36 months from the date of action of the preliminary plat, the Commission's action thereon shall be deemed canceled [; provided, however, that the final plat may include only a portion of the area of the preliminary plat and that final plats for remaining portions may be filed at a later date, not to exceed two years, without a new preliminary plat, but subject to any changes in the regulations contained herein made after such twelve-month period.].**

**I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 2052 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 2ND DAY OF JUNE 2009.**



**ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL**