

ORDINANCE NO. 2269

AN ORDINANCE TO AMEND CHAPTER 99, SECTION 99-5 AND SECTION 99-13A OF THE CODE OF SUSSEX COUNTY TO ADD A DEFINITION OF "PROPERTY OWNER"

WHEREAS, Chapter 99, Section 99-5 does not contain a definition of "Property Owner"; and

WHEREAS, There are references to "property owner" throughout the Subdivision Code, including the means of calculating consents for a re-subdivision or alteration to previously recorded plats as required by Section 99-13 of the Code; and

WHEREAS, the definition and interpretation of "Property Owner" has been questioned in regard to various applications of the term in the Subdivision Code; and

WHEREAS, the deletions to the existing Code of Sussex County are in [brackets] and additions are underlined;

THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1.

The Code of Sussex County, Chapter 99, Article I, Section 99-5 is hereby amended by inserting a definition of "PROPERTY OWNER" between the definition "PRELIMINARY PLAT" and "RECORDER OF DEEDS" as follows:

PROPERTY OWNER - Any owner of a parcel of real estate identified on the Assessments Rolls of the Sussex County Assessment Office.

Section 2.

The Code of Sussex County, Chapter 99, Article II, Section 99-13A, is hereby amended as follows, by adding the following two sentences to the end of Section 99-13A:

For purposes of determining the percentage of property owners, each recorded lot or parcel of real estate shall be entitled to only one vote or consent regarding the proposed re-subdivision or alteration. In the case of more than one lot or parcel owned by the same person(s) or legal entity, each lot or parcel shall be entitled to one vote or consent.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 2269 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 26TH DAY OF JUNE 2012.



ROBIN A. GRIFFITH
CLERK OF THE COUNCIL