

**ORDINANCE NO. 2912**

**AN ORDINANCE TO AMEND CHAPTER 99, § 99-39B.(2)(c) OF THE CODE OF SUSSEX COUNTY RELATING TO THE TIME PERIOD FOR COUNCIL TO RENDER A DECISION ON APPEAL.**

**WHEREAS, Sussex County Code, Chapter 99, Article VIII, “Enforcement Amendments; Appeals”, § 99-39B.(2)(c) establishes a time limit within which the Sussex County Council must render its decision on appeals from a decision of the Planning and Zoning Commission; and**

**WHEREAS, Sussex County desires to amend Sussex County Code, Chapter 99, Article VIII § 99-39B.(2)(c) to change the time period for the Council to render its decision on such an appeal from 60 days to 120 days from the receipt of the transcript.**

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

**Section 1. Sussex County Code, Chapter 99, Article VIII, § 99-39B.(2)(c), entitled, “Appeals”, is hereby amended by adding the underlined language and deleting the bracketed language as follows:**

- (c) Within 120[60] days from the receipt of the transcript, the Council shall act on the record of the hearing before the Commission and the Council shall not hold an additional public hearing.

**Section 2. Effective Date. This Ordinance shall become effective upon its adoption.**

**Synopsis**

**This Ordinance amends Chapter 99, Article VIII, § 99-39B.(2)(c.), by changing the time period for the Council to render its decision on an appeal from a decision of the Planning and Zoning Commission from 60 days to 120 days from the receipt of the transcript. Deleted text is in brackets. Additional text is underlined.**

**I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 2912 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 21<sup>ST</sup> DAY OF MARCH 2023.**

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**Tracy N. Torbert  
Clerk of the Council**