

RESOLUTION NO. R 022 80

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN A GR GENERAL RESIDENTIAL DISTRICT FOR A BEAUTY SALON TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 11,462 SQUARE FEET, MORE OR LESS

WHEREAS, on the twenty-eighth day of April, A.D. 1980, an application for a Conditional Use of land in a GR General Residential District for a Beauty Salon, denominated C/U #577, was filed on behalf of Cathy A. Cox; and

WHEREAS, on the twelfth day of June, A.D. 1980, a public hearing, after notice, was held before the Planning and Zoning Commission of Sussex County and said Commission recommended that C/U #577 be approved; and

WHEREAS, on the twenty-fourth day of June, A.D. 1980, a public hearing, after notice, was held before the County Council of Sussex County on C/U #577 and, having heard and considered the public comments made at such hearing and the County Council having found as follows:

(a) That the Conditional Use applied for is for the general convenience and welfare of the inhabitants of Sussex County;

(b) That the location is appropriate for the Conditional Use applied for and not in conflict with the Comprehensive Plan;

(c) That the public health, safety, morals and general welfare of the inhabitants of Sussex County will not be adversely affected;

(d) That adequate off-street parking facilities will be provided;

(e) That the necessary safeguards will be provided for the protection of surrounding property, persons and neighborhood values; and

(f) That the additional standards of Ordinance No. 1, Article 10, Section 1, et seq, will be complied with,

NOW, THEREFORE,

BE IT RESOLVED that the application of Cathy A. Cox for a Conditional Use of land in a GR General Residential District for a Beauty Salon to be located in Baltimore Hundred, Sussex County, be and the same is hereby granted; and

BE IT FURTHER RESOLVED that the description of the land which is the subject of this application is more particularly described as follows:

ALL that certain tract, piece or parcel of land lying and being situated in Baltimore Hundred, Sussex County, Delaware, and lying on the north side of Route 358 and bounded as follows:

BEGINNING at a pipe on the northerly right of way of Route 358 approximately 2,900 feet west of Route 357 at a corner for this subject land and lands of Jack T. Miles; thence North 73° 00' west 75.0 feet along the northerly right of way of Route 358 to a pipe; thence North 17° 15' east 153 feet to a point; thence South 72° 45' east 75.0 feet to a point; thence South 17° 15' west 152.67 feet to the point and place of beginning, containing 11,462 square feet, more or less; and

BE IT FURTHER RESOLVED that this Conditional Use is granted subject to compliance with Ordinance No. 1, the Comprehensive Zoning Ordinance of Sussex County, as amended; and

BE IT FURTHER RESOLVED that this Conditional Use is granted subject to the following special conditions:

(a) This conditional use shall be valid for a period of one year after the date of approval and thereafter shall become null and void unless construction or use is substantially underway during said one-year period, or unless an extension of time, not exceeding one year, is approved by the Planning and Zoning Commission and for good cause shown, before the expiration of said one-year period.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 022 80 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 24TH DAY OF JUNE, 1980.

Emogene P. Ellis
EMOGENE P. ELLIS
CLERK OF THE COUNTY COUNCIL