

RESOLUTION NO. R 027 81

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN OIL BUSINESS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 1.01 ACRES, MORE OR LESS

WHEREAS, on the 13th day of February, A. D. 1981, an application for a Conditional Use of land in an AR-1 Agricultural Residential District for an Oil Business, denominated C/U #622, was filed on behalf of Donovan and Sherman, Inc.; and

WHEREAS, on the 12th day of March, A. D. 1981, a public hearing, after notice was held before the Planning and Zoning Commission of Sussex County and said Commission recommended that C/U #622 be approved; and

WHEREAS, on the 31st day of March, A. D. 1981, a public hearing, after notice, was held before the County Council of Sussex County on C/U #622 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 1, Article 10, Section 1, et seq., will be complied with,

NOW, THEREFORE,

BE IT RESOLVED that the application of Donovan and Sherman, Inc. for a Conditional Use of land in an AR-1 Agricultural Residential District for an Oil Business to be located in the Broadkill Hundred, Sussex County, be and the same is hereby granted;


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 situate in the Broadkill Hundred, Sussex County, Delaware, and lying on the southerly side of Route 16, 900 feet west of Mulberry Street (Route 212A) of Milton and bounded as follows:

BEGINNING at a pipe on the southerly right of way of Route 16, a corner for this subject land and lands now or formerly of F. S. Royster Guano Co.; thence south $04^{\circ} 45' 41''$ east 290.00 feet along said Royster lands to a concrete monument; thence north $85^{\circ} 48' 36''$ west 160.00 feet more or less to a point a corner for this subject land and lands now or formerly of Guy S. Webb; thence north $03^{\circ} 18' 10''$ west 290 feet more or less to a pipe on the southerly right of way of Route 16; thence south $85^{\circ} 48' 36''$ east 150.00 feet along the southerly right of way of Route 16 to the point and place of beginning and containing 1.01 acres more or less.

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.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 027 81 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 31ST DAY OF MARCH, 1981.


EMOGENE P. ELLIS
CLERK OF THE COUNTY COUNCIL