

RESOLUTION NO. R 039 80

A RESOLUTION TO DENY A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR MOTOR CYCLE PARTS (SALES) AND MOTOR CYCLE SERVICE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 34,622 SQUARE FEET, MORE OR LESS

WHEREAS, on the 9th day of July, A. D. 1980, an application for a Conditional Use of land in an AR-1 Agricultural Residential District for Motorcycle Parts (Sales) and Motorcycle Service, denominated C/U #592, was filed on behalf of Robert N. Lahman and Ruth E.; and

WHEREAS, on the 14th day of August, 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 #592 be denied; and

WHEREAS, on the 2nd day of September, A. D. 1980, a public hearing, after notice, was held before the County Council of Sussex County on C/U #592 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 may not be for the general convenience and welfare of the inhabitants of Sussex County;

(b) That the location is not 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 may be adversely affected;

(d) That adequate off-street parking facilities may not be provided;

(e) That the necessary safeguards may not 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., may not be complied with;

NOW, THEREFORE,

BE IT RESOLVED that the application of Robert N. Lahman and Ruth

E. for a Conditional Use of land in an AR-1 Agricultural Residential District for motorcycle parts (sales) and motorcycle service to be located in Northwest Fork Hundred, Sussex County, be and the same is hereby denied; 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 situate in Northwest Fork Hundred, Sussex County, Delaware, and lying on the north side of Elmer Drive 601 feet east of Route 570 and more particularly described as lot 13 of Fannin Acres, and containing 34,622 square feet more or less.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 039 80 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 2ND DAY OF SEPTEMBER, 1980.

  
EMOGENE P. ELLIS  
CLERK OF THE COUNTY COUNCIL