

RESOLUTION NO. R 040 82

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A BORROW PIT TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 3.67 ACRES OF A 90.65 ACRE TRACT

WHEREAS, on the 2nd day of March, A.D. 1982, an application for a Conditional Use of land in an AR-1 Agricultural Residential District for a Borrow Pit, denominated C/U #676, was filed on behalf of J. Everett Moore, Sr.; and

WHEREAS, on the 8th day of April, A.D. 1982, a public hearing, after notice, was held before the Planning and Zoning Commission of Sussex County and said Commission recommended that C/U #676 be approved; and

WHEREAS, on the 27th day of April, A.D. 1982, a public hearing, after notice, was held before the County Council of Sussex County on C/U #676 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 J. Everett Moore, Sr., for a Conditional Use of land in an AR-1 Agricultural Residential

District for a Borrow Pit to be located in the Indian River 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 situated in the Indian River Hundred, Sussex County, Delaware, and lying on the northerly side of Route 47, approximately 0.4 miles east of Route 321, and being 3.67 acres of a 90.65 acre tract, dimension 200 feet by 800 feet and being more particularly located approximately 1,500 feet from Route 321 and 100 feet from Route 47;

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 040 82 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 27TH DAY OF APRIL, 1982.

  
EMOGENE P. ELLIS  
CLERK OF THE COUNTY COUNCIL