

RESOLUTION NO. R 042 81

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN A C-1 GENERAL COMMERCIAL DISTRICT FOR AN ELECTRICAL SUBSTATION TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 4.26 ACRES, MORE OR LESS

WHEREAS, on the 13th day of May, A. D. 1981, an application for a Conditional Use of land in a C-1 General Commercial District for an Electrical Substation, denominated C/U #635, was filed on behalf of Delmarva Power and Light Company; and

WHEREAS, on the 11th day of June, 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 #635 be approved; and

WHEREAS, on the 30th day of June, A. D. 1981, a public hearing, after notice, was held before the County Council of Sussex County on C/U #635 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 Delmarva Power and Light Company for a Conditional Use of land in a C-1 General Commercial

District for an Electrical Substation to be located in Dagsboro 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 Dagsboro Hundred, Sussex County, Delaware, and lying on the west side of Route 113 and bounded as follows:

BEGINNING at a point on the westerly right of way of Route 113, a corner for this subject land and lands of Josephine Patterson; thence north $20^{\circ} 11' 00''$ west 617.75 feet along the westerly right of way of Route 113 to a point; thence south $69^{\circ} 49' 00''$ west 397.08 feet to a point, a corner for this subject land and lands of Della Bright; thence south $12^{\circ} 37' 48''$ east 243.51 feet to a point; thence south $60^{\circ} 52' 09''$ east 101.00 feet to a point; thence north $26^{\circ} 30' 53''$ east 40.99 feet to a point; thence north $56^{\circ} 57' 39''$ east 62.93 feet to a point; thence south $71^{\circ} 17' 57''$ east 101.65 feet to a point, a corner for this subject land and lands of Josephine Patterson; thence south $62^{\circ} 22' 33''$ east 375.81 feet to the point and place of beginning and containing 4.26 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 042 81 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 30TH DAY OF JUNE, 1981.


EMOGENE P. ELLIS
CLERK OF THE COUNTY COUNCIL