

RESOLUTION NO. R 048 84

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN ADDITION TO C/U #389 FOR AN ADDITIONAL BAY FOR AUTO REPAIRS AND AN AUTO PARTS STORE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 31,900 SQUARE FEET MORE OR LESS

WHEREAS, on the 15th day of March, A. D. 1984 an application for a Conditional Use of land in an AR-1 Agricultural Residential District for an addition to C/U #389 for an additional bay for auto repairs and an auto parts store, denominated C/U #794, was filed on behalf of Charles E. Smith, Sr. and Frances A. Smith; and

WHEREAS, on the 26th day of April , A. D. 1984 a public hearing, after notice, was held before the Planning and Zoning Commission of Sussex County and said Commission recommended that C/U #794 be approved; and

WHEREAS, on the 15th day of May , A. D. 1984 a public hearing, after notice, was held before the County Council of Sussex County on C/U #794 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 97, Article 10, Section 1 et seq. will be complied with,

NOW, THEREFORE,

BE IT RESOLVED that the application of Charles E. Smith, Sr. and Frances A. Smith for a Conditional Use of land in an AR-1 Agricultural Residential District for an addition to C/U #389 for an additional bay for auto repairs and an auto parts store to be located in Lewes and Rehoboth 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 in Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying on the northerly side of Route 9 (Savannah Road) and being more particularly described in Deed Book 1159 at page 261 and Deed Book 689 at page 964 as recorded in the office of Recorder of Deeds in and for Sussex County. Said combined parcels containing 31,900 square feet more or less; and

BE IT FURTHER RESOLVED that this Conditional Use is granted subject to compliance with Ordinance No. 97, 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 condition:

(1) That no more than thirty (30) vehicles can be on used car lot at any one time.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 048 84 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 15TH DAY OF MAY, 1984.

  
EMOGENE P. ELLIS  
CLERK OF THE COUNTY COUNCIL