

RESOLUTION NO. R 058

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A BEAUTY SHOP TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LITTLE CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 7 ACRES, MORE OR LESS

WHEREAS, on the 16th day of October, A. D. 1980, an application for a Conditional Use of land in an AR-1 Agricultural Residential District for a Beauty Shop, denominated C/U #606, was filed on behalf of Cathy Ruark; and

WHEREAS, on the 13th day of November, 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 #606 be approved; and

WHEREAS, on the 2nd day of December, A. D. 1980, a public hearing, after notice, was held before the County Council of Sussex County on C/U #606, 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 the 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 Cathy Ruark for a Conditional Use of land in an AR-1 Agricultural Residential District for a beauty shop to be located in the Little Creek Hundred, Sussex County, be and the same is hereby granted;

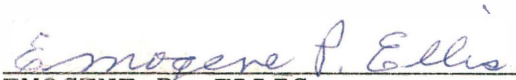
BE IT FURTHER RESOLVED that the description of the land which is the subject of this application is more particularly described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in the Little Creek Hundred, Sussex County, Delaware, and lying on the easterly side of Route 509 and bounded as follows:

BEGINNING at a concrete monument on the easterly right of way of Route 509, a corner for this subject land and lands of Ricky H. Hearn and Theresa; thence south  $83^{\circ} 07' 42''$  east 507.45 feet along said Hearn lands to a point in the centerline of ditch; thence north  $14^{\circ} 25' 30''$  east 397.7 feet along ditch to a point; thence north  $15^{\circ} 34' 30''$  east 199.12 feet along ditch to a concrete monument; thence north  $72^{\circ} 34' 20''$  west 454.48 feet to a concrete monument on the easterly right of way of Route 509; thence south  $17^{\circ} 25' 40''$  west 455.24 feet along the easterly right of way of Route 509 to an iron pipe; thence continuing with the arc of curve of the easterly right of way of Route 509, 234.76 feet to the point and place of beginning and containing 7.0 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 058 80 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 2ND DAY OF DECEMBER, 1980.

  
EMOGENE P. ELLIS  
CLERK OF THE COUNTY COUNCIL