

RESOLUTION NO. R 071 84

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A COMMERCIAL POULTRY HOUSE ON LESS THAN FIVE ACRES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 3.32 ACRES MORE OR LESS

WHEREAS, on the 10th day of July, A. D. 1984 an application for a Conditional Use of land in an AR-1 Agricultural Residential District for a commercial poultry house on less than five acres, denominated C/U #805, was filed on behalf of Richard A. and Ethel M. Breasure; and

WHEREAS, on the 13th day of September, 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 #805 be approved; and

WHEREAS, on the 2nd day of October , A. D. 1984 a public hearing, after notice, was held before the County Council of Sussex County on C/U #805 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 Richard A. and Ethel M. Breasure for a Conditional Use of land in an AR-1 Agricultural Residential District for a commercial poultry house on less than five acres to be located in Dagsboro 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 Dagsboro Hundred, Sussex County, Delaware, and lying on the southeast side of Route 321 and being more particularly described as follows:

BEGINNING at a concrete monument on the southeasterly right of way of Route 321, 1,428 feet southwest of Route 323, a corner for these subject lands and lands of Ida R. Breasure; thence south 52° 50' 00" east 550 feet along lands of Ida R. Breasure to a concrete monument; thence south 37° 10' 00" west 391.29 feet along lands of Ida R. Breasure to a point; thence north 02° 08' 38" east 98.96 feet to a point; thence north 32° 40' 05" west 171.16 feet to a point; thence north 42° 46' 50" west 734.60 feet to a point; thence north 55° 50' 00" west 84.80 feet to a concrete monument; thence north 64° 13' west 120.64 feet to a concrete monument on the southeasterly right of way of Route 321; thence north 37° 50' 00" east 256.00 feet along the southeasterly right of way of Route 321 to the point and place of beginning and containing 3.32 acres 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.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 071 84 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 2ND DAY OF OCTOBER, 1984.

  
EMOGENE P. ELLIS  
CLERK OF THE COUNTY COUNCIL