

RESOLUTION NO. R 073 84

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A LIVESTOCK MARKET TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN GUMBORO HUNDRED, SUSSEX COUNTY, CONTAINING 7.61 ACRES MORE OR LESS

WHEREAS, on the 20th day of July, A. D. 1984 an application for a Conditional Use of land in an AR-1 Agricultural Residential District for a livestock market, denominated C/U #806, was filed on behalf of S and J Villari Livestock; 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 #806 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 #806 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 S and J Villari Livestock for a Conditional Use of land in an AR-1 Agricultural

Residential District for a livestock market to be located in Gumboro 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 Gumboro Hundred, Sussex County, Delaware, and lying on the northeast corner of Route 415 and Route 419 and being more particularly described as follows:

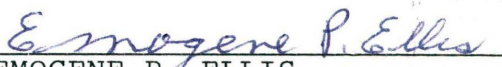
BEGINNING at a point on the northeast corner of Route 415 and Route 419; thence north 14° 18' 20" east 550.04 feet along the easterly right of way of Route 415 to a point; thence south 75° 41' 40" east 660.67 feet across lands of Moore Farms, Inc. to a point; thence south 20° 00' 11" west 496.96 feet across lands of Moore Farms, Inc. to a point on the northerly right of way of Route 419; thence north 80° 53' 20" west 613.86 feet along the northerly right of way of Route 419 to the point and place of beginning and containing 7.61 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; and

BE IT FURTHER RESOLVED that this Conditional Use is granted subject to the following special condition:

(1) All livestock pens must be a minimum of one hundred (100) feet from all boundary lines.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 073 84 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 9TH DAY OF OCTOBER, 1984.


EMOGENE P. ELLIS
CLERK OF THE COUNTY COUNCIL