

RESOLUTION NO. R 079 82

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A BORROW PIT TO BE CONVERTED TO A FARM POND TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 2.169 ACRES, MORE OR LESS

WHEREAS, on the 10th day of June, A. D. 1982 an application for a Conditional Use of land in an AR-1 Agricultural Residential District for a borrow pit to be converted to a farm pond, denominated C/U #695, was filed on behalf of H. Victor Evans, Jr.; and

WHEREAS, on the 8th day of July, A. D. 1982 a public hearing, after notice, was held before the Planning and Zoning Commission of Sussex County and said Commission recommended that C/U #695 be approved; and

WHEREAS, on the 14th day of September, A. D. 1982 a public hearing, after notice, was held before the County Council of Sussex County on C/U #695 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 H. Victor Evans, Jr. for

a Conditional Use of land in an AR-1 Agricultural Residential District for a borrow pit to be converted to a farm pond to be located in the Baltimore 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 situate in the Baltimore Hundred, Sussex County, Delaware, and lying on the south side of Route 54, 1/4 mile west of Route 390A and bounded as follows:

BEGINNING at a point 475 feet south of Route 54 and 50 feet from the westerly property line between this subject property and lands of Mollie Bunting; thence southeasterly 280 feet to a point; thence southwesterly 300 feet to a point; thence northwesterly 350 feet to a point; thence northeasterly 350 feet to the point and place of beginning and containing 2.169 acres more or less of a 29 acre tract; and

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 079 82 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 14TH DAY OF SEPTEMBER, 1982


EMOGENE P. ELLIS
CLERK OF THE COUNTY COUNCIL