

RESOLUTION NO. R 087 82

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A GROCERY STORE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 1.158 ACRES MORE OR LESS OF A 32.12 ACRE TRACT

WHEREAS, on the 6th day of August, A. D. 1982 an application for a Conditional Use of land in an AR-1 Agricultural Residential District for a Grocery Store, denominated C/U #701, was filed on behalf of Oscar Warrington; and

WHEREAS, on the 9th day of September, 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 #701 be approved; and

WHEREAS, on the 28th day of September, A. D. 1982 a public hearing, after notice, was held before the County Council of Sussex County on C/U #701 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 Oscar Warrington for a Conditional Use of land in an AR-1 Agricultural Residential District

for a grocery store to be located in the 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 situate in the Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying on the northwest side of Route 268 (Kings Highway) and bounded as follows:

BEGINNING at a point on the northwesterly right of way of Route 268 (Kings Highway) 1,950 feet south of Devries Circle and being located on the city limit line of the City of Lewes; thence north 40° 35' 20" west 224.00 feet along the city limit line of the City of Lewes to a point; thence south 29° 36' 00" west 293.32 feet to a point; thence south 57° 20' 41" east 211.04 feet to a point on the northwesterly right of way of Route 268 (Kings Highway); thence north 29° 30' 00" east 228.65 feet along the northwesterly right of way of Route 268 (Kings Highway) to the point and place of beginning and containing 1.158 acres of a 32.12 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 087 82 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 28TH DAY OF SEPTEMBER, 1982.


EMOGENE P. ELLIS
CLERK OF THE COUNTY COUNCIL