

RESOLUTION NO. R 099 82

A RESOLUTION TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN 18,000 GALLON PROPANE STORAGE FACILITY TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 4.97 ACRES MORE OR LESS

WHEREAS, on the 30th day of September, A. D. 1982 an application for a Conditional Use of land in an AR-1 Agricultural Residential District for an 18,000 gallon propane storage facility, denominated C/U #707, was filed on behalf of Paradee Gas Co.; and

WHEREAS, on the 10th day of November, 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 #707 be approved; and

WHEREAS, on the 30th day of November, A. D. 1982 a public hearing, after notice, was held before the County Council of Sussex County on C/U #707 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 Paradee Gas Co. for a

Conditional Use of land in an AR-1 Agricultural Residential District for an 18,000 gallon propane storage facility to be located in the Lewes and Rehoboth 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 Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying west of Route 269A and bounded as follows:

BEGINNING at a concrete monument on the westerly right of way of Route 269A, a corner for this subject land and lands now or formerly of Townsends, Inc.; thence south $59^{\circ} 05' 08''$ west 20.57 feet along said Townsends, Inc. lands to a point; thence south $59^{\circ} 03'$ west 1,170.31 feet along Townsends, Inc. lands to an iron pipe; thence north $13^{\circ} 42'$ west 367.04 feet to an iron pipe on the southerly right of way land of Conrail Railroad; thence north $76^{\circ} 18'$ east 1,133.61 feet along the southerly right of way of Conrail Railroad to a point on the westerly right of way of Route 269A; thence south $28^{\circ} 37'$ east 14.40 feet along the westerly right of way of Route 269A to the point and place of beginning and containing 4.97 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 099 82 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 30TH DAY OF NOVEMBER, 1982.


EMOGENE P. ELLIS
CLERK OF THE COUNTY COUNCIL