



Ordinance No: 06-09-2011-022

Date: 06-09-2011

AN ACT TO AMEND THE TOWN OF CHESWOLD LAND USE ORDINANCE CONCERNING THE I-1 LIGHT INDUSTRIAL ZONING DISTRICT USES

**Section 1. Amend Article 7, Section 7-2 G I-1, paragraph 2 of the Town of Cheswold Land Use Ordinance, by adding a new sentence to the end thereof to read as follows:
“EXCEPTION: The Town of Cheswold may approve (or deny) a Conditional Use application from a governmental entity to operate a facility using the outside-uncovered storage of materials necessary and convenient to maintain public roadways, such as gravel, rocks, sand, fill-dirt, black top, road ice melting compounds, etc.”**

Section 2. Amend Article 7, Section 7-2 G I-1, by striking paragraph 6 in its entirety and renumbering the existing paragraph accordingly.

Section 3. Amend Article 7, Table 7-2 Permitted Uses and Structures of the Town of Cheswold land Use Ordinance by adding thereto the following two conditional uses under the Zone I-1 column.

[1] “Publicly owned and operated facilities using outside-uncovered storage of roadway maintenance materials.”

[2] “General Aviation Airport and airport related uses.”

Section 4. If any provision of this Act, or its application to any person or circumstance is held invalid, the remainder of this Act, or the application of the provision to other persons or circumstances shall remain unaffected.

Section 5. Effective Date: This Act shall become effective immediately upon its enactment.

SYNOPSIS

This Act authorizes “Conditional Use” applications for a governmentally owned and operated facility using outside-uncovered storage of materials used for the primary purpose of maintaining public roadways. The Town of Cheswold shall employ its discretion through the conditional use process to minimize the intensity of the use so as to reduce the impact on the health, safety and welfare of the community.

Additionally, this Act authorizes the Town to approve the use of a general aviation airport and related functions such as aircraft hanger rentals, flight training, maintenance, radio communications facilities, fuel sale and storage and ancillary sale of materials and food and beverages to serve its users.

This Act amending the Town of Cheswold Land Use Ordinance was duly adopted by a majority vote of the Cheswold Town Council at the Council meeting held on _____ at which a quorum was present.

I, _____, Mayor of the Town of Cheswold, do hereby certify that the foregoing is a true and correct copy of the Act passed by affirmative vote of all elected Members of the Cheswold Town Council on _____.

**Certified: _____
Mayor**

Date: _____

**ATTEST: _____
Secretary/Treasurer**

Date: _____