

TOWN OF BRIDGEVILLE

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ORDINANCE NO. 15-5

With Conditions

AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A C-1 COMMERCIAL DISTRICT FOR A BEAUTY SALON TO BE LOCATED IN UNIT A, 607 SOUTH MAIN STREET, IN THE TOWN OF BRIDGEVILLE

WHEREAS, on the 4th day of August, 2015, a Conditional Use Application was filed on behalf of **Tanya Haines**; and

WHEREAS, on the 15th day of September, 2015, a hearing was held before the Planning and Zoning Commission and the Commission recommended to the Commissioners that the application be granted; and

WHEREAS, on the 9th day of November, 2015, a public hearing was held, after notice, before the Commissioners of Bridgeville and the Commissioners, based on the Finding of Facts determined that said Conditional Use promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Bridgeville;

NOW, THEREFORE, THE COMMISSIONERS OF BRIDGEVILLE HEREBY ORDAIN:

Section I. Pursuant to the Bridgeville Zoning Ordinance, a Conditional Use is granted to the property hereinafter described for the following use: **BEAUTY SALON**.

Unit A, 607 South Main Street on that certain lot, piece or parcel of land with improvements thereon situate, lying and being in the Town of Bridgeville, Northwest Fork Hundred, Sussex County, Delaware, located on the easterly right-of-way line of Route 13A, containing 1.04 acres, more or less, and further shown on the Tax Maps of Sussex County Department of Finance as Map No. 1-31-10.20-82.

This Ordinance is subject to the following conditions:

1. The hours of operation shall be from 7:00 A.M. until 9:00 P.M., Monday through Saturday;

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2. The applicant shall have no more than nine chairs and related shampoo area, hair drying stations, and waiting and reception area.
3. The staffing shall not exceed 9 beauticians (who shall hold the proper Delaware licenses);
4. The Applicant may display for sale and sell hair care and cosmetic products;
5. The exterior of the premises shall be maintained in a clean and orderly condition.
6. Off-street parking shall be as required by the Bridgeville Land Use Development Code for commercial activities at this location.
7. The applicant shall secure all other licenses and permits required for the use of the premises as a beauty salon from state, federal or county agencies with jurisdiction over the use of the property and shall otherwise comply with all applicable rules, regulations, statutes or ordinances relating to the use of the premises as a beauty salon.

Section 2. This Ordinance shall take effect immediately upon its adoption by a majority vote of all the members elected to the Commissioners of Bridgeville.

COMMISSIONERS OF BRIDGEVILLE

By: Patricia M. Correll
President

Attest: Lauren Johnson
Secretary

Adopted: November 9, 2015

FINDINGS OF FACT

In approving this application, the Commissioner have found, based upon the record of the hearing as presented, that the proposed use as a Beauty Salon:

1. Is in harmony with the purposes and intents of the Comprehensive Plan;
2. Will be in harmony with the general character of its neighborhood considering the prior history of use of the premises;
3. Will not be detrimental to the use, peaceful enjoyment, economic value, or development of surrounding properties;
4. Will not cause objectionable noise, vibrations, fumes, odors, dust, glare, or physical activity;
5. Will have no detrimental effect on vehicular or pedestrian traffic;
6. Will not adversely affect the health, safety, security or general welfare of residents, visitors or workers in the area; and
7. Complies with all other applicable standards, laws and regulations in addition to the provisions of this Code.