

**DRAFT ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE TO AMEND CHAPTER 185 ZONING TO AMEND THE ADMINISTRATIVE PROVISIONS FOR CONDITIONAL USE APPLICATIONS**

**WHEREAS**, the Commissioners of the Town of Dewey Beach wish to streamline and clarify the procedures for approving a conditional use application;

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE TOWN COMMISSIONERS OF THE TOWN OF DEWEY BEACH, DELAWARE IN SESSION MET THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2017, THAT:**

**SECTION 1.** Amend Section 185-74 Dewey Beach Code of Ordinances, to modify paragraph (A) as follows:

“ §185-74. Procedures for approval of conditional uses.

- A. The procedures for approval of conditional use are the same as those prescribed for changes and amendments in § 185-73, except that the application for conditional use approval and all supporting documents shall first be forwarded to the Town Manager for review. If the application and all supporting documents are complete, the Town Manager will forward the application and documents to the Town Commissioners and Planning Commission concurrently. ... ”

**SECTION 2. Severability.** If any provision of this Ordinance shall be deemed or held to be invalid or unenforceable for any reason whatsoever, then such invalidity or unenforceability shall not affect any other provision of this Ordinance which may be given effect without such invalid or unenforceable provision, and to this end, the provisions of this Ordinance are hereby declared to be severable.

**SECTION 3. Adoption.** This Ordinance shall be effective immediately upon a majority vote by the Commissioners.

Adopted by at least a majority vote of all Commissioners of the Town of Dewey Beach on \_\_\_\_\_.

BY: \_\_\_\_\_  
Mayor Dale Cooke

ATT: \_\_\_\_\_  
Town Manager Marc Appelbaum

DRAFT