SINCE 1889



TOWN OF OCEAN VIEW, DELAWARE PLANNING AND ZONING COMMISSION SUBDIVISION/COMBINATION OF LAND

SINCE 1889

Fee: \$ 750 00

Land Use • Permitting • Licensing • Code Enforcement • Public Works 302 539-1208 (office) • 302 537-5306 (fax)

admintov@oceanviewde.com / www.oceanviewde.com

I (We) hereby apply for approval of a land development site plan and certify that all information and documents provided for this application are correct.

| Applicant(s) (Print): Cic Real Estate Holdings LLC Phone #: (302) 344-5996 |
|---|
| Address: 129 Central Ave |
| Signature(s): Date: 12.12.21 |
| Owner(s) of Record (Print): Cac Real Estate Holdings Lic Phone #: (302) 344-5996 |
| Address: 38568 Reservation Frail Ocean view, DE 19970 |
| Signature(s): Date: $\underline{\mathfrak{D} \cdot \mathfrak{D} \cdot \mathcal{D}}$ |
| All required documentation shall be submitted to the Administrative Official by the 15 th day of the month prior to the month in which the plan will be considered by the Planning & Zoning Commission. |
| TOWN HOE CAN'Y |
| 129 Central Avenue (PIDN: 024.000 / CTM# 134-12.00-446.00) |
| NOTICE IS HEREBY GIVEN that the Planning and Zoning Commission of the Town of Ocean View will review Application P-338, a Land Development Site Plan submitted by the property owner C&C Real Estate Holdings, Inc. for the subdivision of one (1) parcel of land into three (3) parcels on property zoned R-3 (Townhouse and Multifamily District 3) located at 129 Central Avenue (PIDN: 024.000 / CTM#: 134-12.00-446.00). |
| Total Area: 58,929 SF)Acres Total Present Street Frontage: 250.12 LF |
| Number of Proposed Lots: Number of Proposed Units: |
| TOWN USE ONLY: |
| PLANNING AND ZONING COMMISSION REVIEWS |
| CONCEPT PLAN: Received: Reviewed: Reviewed: |
| TAC (if applicable): Reviewed: Attending: (waived) |
| PRELIMINARY SITE PLAN: Received: /0/8/2/ Advertised: Reviewed: |
| APPROVED: DENIED: DATE: |
| APPROVED: DENIED: DATE: |
| FINAL SITE PLAN: Received: Advertised: Reviewed: |
| APPROVED: DENIED: DATE: Chairperson, Planning & Zoning Commission |

Town of Ocean View ****RECEIPT FOR TOWN FEES**** Financial Good Standing DATE PROPERTY OWNER NAME Taxes current? Checked: JO C&C Real Estate 01/14/2022 Invoices, if any, current? PIDN PROPERTY LOCATION JO Water charges, if any, current? 024.000 129 Central Ave. Yes JO

| 02-1.000 | | | 125 Ochtral Av | C | | | res J |
|--|----------------------|------------|---------------------------|---------------------|-----------|-----------|-----------------------|
| MCSJ Acct# | | De | escription of Fees | | | | Amount |
| 01-400-120-105 | Building Permit # | | | | | | |
| 01-400-120-110 | Sign Permit# | S- | | | | | |
| 01-400-120-115 | Impact Fees | (\$1,436 | .00 per New Construction | for Capital Costs) | | | |
| 01-400-120-120 | Impact Fees | (\$ 500.0 | 00 per New Construction t | or ESEF Program) | | | |
| 01-400-120-120 | ESEF @ .5% | | | | | | 0.00 |
| 01-400-120-125 | Single Lot Develo | pment l | -ee | | | | |
| 01-400-125-175 | P-338 | P&Z | V- | Board of Adj | Fees | | 750.00 |
| 01-400-120-130 | Other Fee (circle): | | Deed Recordation | – Bid Package | | | |
| | Other (describe): | | | | Subtotal | \$ | 750.00 |
| 01-400-130-175 | CREDIT CARD COM | VENIE | NCE FEE: General | | 3% | | |
| | TOTAL FOR MCSJ F | INANCE | E MODULE (General F | und Money Market |) | \$ | 750.00 |
| 01-400-121-110 | Temp Bus License | ; # | | | | | |
| 01-400-121-135 | Business License | # | | _ | | | |
| 01-400-121-155 | Rental License # | | | - | | | |
| 01-400-130-175 | CREDIT CARD CON | VENIE | NCE FEE: General | - | 3% | | |
| | TOTAL FOR M | CSJ A/F | R MODULE (General F | und Money Market |) | \$ | ¥. |
| 01-400-115-003 | Real Estate Transfer | r Tax @ | 1.5% | (Transfer Tax Acct) | | | |
| 01-400-130-175 | CREDIT CARD CON | VENIE | NCE FEE: General | | 3% | | |
| | тоти | AL TRA | NSFER TAX MONEY I | MARKET ACCOUNT | • | \$ | |
| | | | | | | | |
| 05-400-101-102 | Water Permit # | | | (Water Fund) | | | |
| 05-400-101-103 | Water Service Conn | ection | | (Water Fund) | | | |
| 05-400-101-104 | Water Inspection | | | (Water Fund) | | | |
| | | | | Subtotal | | \$ | |
| 05-400-201-110 | CREDIT CARD CON | | | | 3% | | |
| | | | . WATER SYSTEM CH | | | \$ | |
| | IUIALI | DEPUS | SIT RECEIVED (May | pay on one cneck) | | \$ | 750.00 |
| Payment received by: | | J(|) | Check #/CC | Auth Code | | ck# 2161 |
| Name on Check if not Property Owner | | | | Date | Received | | 1/14/22 |
| | | | | | | | dated: cal 06/15/2015 |



January 14, 2022

Kenneth L. Cimino Town of Ocean View 201 Central Avenue Ocean View, DE 19970

RE: Concept Plan Review – 129 Central Ave. Minor Subdivision – Concept Plan Review Tax Map ID: 134-12.00-446.00

Dear Mr. Cimino:

Pursuant to your request, The Kercher Group, Inc. has reviewed the plan listed below.

 Minor Subdivision for 129 Central Avenue – Prepared by Simpler Surveying & Assoc, Inc. - dated 10/7/21;

Based upon our review, we have the following comments.

Generally

1. This property was the subject of an application for rezoning from R-1 to R-3 in December 2018. The Planning & Zoning Commission recommended to the Town Council that the application be granted in May 2019. On June 11, 2019 Ordinance 363 was adopted amending the zoning designation to R-3. Reflect the correct zoning on the plan and ensure that the dimensional requirements shown both on the plan and in the data column are appropriate.

Floodplain

1. Only a very small portion of this property at the northeast corner lies within the FEMA mapped floodplain Zone AE BFE 7. As such, for the purposes of this subdivision, the property can be considered to be outside of the regulated Special Flood Hazard Area. Correct the floodplain note on the plan to specifically address this property.

Sanitary Sewer

1. The sanitary sewer along the frontage of this property is within the cartway for Central Avenue. Central Avenue is a State owned and maintained road. If DelDOT denies road cut permits for utility

installation, a parallel common sewer main may be required to tie the new parcels into the public sewer system. This may require an easement across these lands.

DelDOT Approval

- 1. As previously mentioned, Central Avenue is a State owned and maintained road. A DelDOT Letter of No Objection will be required prior to recordation of the subdivision plan.
- 2. If DelDOT denies access permits and insists on a shared point of access for the newly subdivided lots, cross access easements will be necessary.

If you have any questions, please feel free to give me a call. I welcome the opportunity to discuss the plan with you.

Regards,

THE KERCHER GROUP, INC. - A Mott MacDonald Company

James H. Lober, P.E.

Territory Manager - Engineering

Chapter 140. Land Use and Development Article V. Dimensional Regulations § 140-29. R-3 Zone.

[Amended 1-13-2015 by Ord. No. 320]

| | | Dwelling Type | |
|---|---|---------------|------------------------|
| Standard | Single-Family; Semidetached; Duplex | Townhouse | Multifamily |
| Tract standards | | | |
| Tract area (acres) | Same as R-2 | 1 | 2 |
| Maximum DUs per acre | Same as R-2 | 6 | 6 |
| Distance between townhouse rows or multifamily buildings (feet) | Same as R-2 | 25 | 50 |
| Maximum number of townhouses in a single attached row | Same as R-2 | 6 | N/A |
| Minimum frontage (feet) | Same as R-2 | 50 | 50 |
| Setbacks from tract boundary (feet) | | | |
| From front tract line | Same as R-2 | 30 | 30 |
| From side tract line | Same as R-2 | 25 | 25 |
| From rear tract line | Same as R-2 | 30 | 30 |
| Minimum green area | Same as R-2 | 50% | 60% |
| Lot standards | | | |
| Lot area per dwelling unit (square feet) | | | |
| Interior | Same as R-2 | 2,000 | 3,000 |
| End | Same as R-2 | 3,000 | 3,000 |
| Lot width (feet) | | | |
| Interior | Same as R-2 | 20 | See tract standards |
| End | Same as R-2 | 30 | See tract standards |
| Lot depth (feet) | Same as R-2 | 100 | See tract standards |
| Minimum townhouse width (feet) | Same as R-2 | 20 | See tract standards |
| Setbacks from lot line (feet) | | | |

Dwelling Type

| Standard | Single-Family; Semidetached; Duplex | Townhouse | Multifamily |
|---|---|-----------|------------------------|
| From front lot line | Same as R-2 | 25 | See tract standards |
| From side lot line | | | |
| Interior | Same as R-2 | 0 | See tract standards |
| End | Same as R-2 | 15 | See tract standards |
| From rear lot line | Same as R-2 | 30 | See tract standards |
| Maximum height | | | |
| Feet | Same as R-2 | 42 | 42 |
| Number of stories | Same as R-2 | 3 | 3 |
| Maximum coverage of lot area (includes all buildings and structures | Same as R-2 | 55% | N/A |
| Minimum green area | Same as R-2 | 45% | N/A |
| Minimum livable floor area per dwelling (square feet) | Same as R-2 | 1,250 | 1,000 |

Notes:

- 1. Tract means a property that is not yet subdivided.
- 2. N/A means not applicable.

Figure 1. Lot Layouts—Single-Family, Semi-Detached, Townhouse

Single-Family

Semi-Detached

Townhouses

Chapter 140. Land Use and Development

Article V. Dimensional Regulations

§ 140-28. R-1 and R-2 Zones.

[Amended 1-13-2015 by Ord. No. 320]

| | | Zone and Dwel | ling Type | |
|--|---------------|---------------|--------------|--------|
| | R-1 Zone | | R-2 Zone | |
| Standard | Single-Family | Single-Family | Semidetached | Duplex |
| Tract standards | | | | |
| Tract area (square feet) | 14,000 | 10,000 | 14,000 | 14,000 |
| Maximum dwelling units per acre | 3 | 4 | 6 | 6 |
| Minimum distance between buildings (feet) | 30 | 30 | 20 | 20 |
| Lot standards | | | | |
| Lot area per dwelling unit (square feet) | 14,000 | 10,000 | 7,000 | 14,000 |
| Lot width at front property line (feet) | 75 | 60 | 70 | 70 |
| Lot depth (feet) | 100 | 100 | 100 | 100 |
| Setbacks (feet) | | | | |
| From front lot line or side lot line abutting a street | 25 | 20 | 25 | 25 |
| From side lot line | 15 | 10 | 10 | 10 |
| From rear lot line | 30 | 20 | 30 | 30 |
| Maximum Height | | | | |
| Feet | 42 | 42 | 42 | 42 |
| Number of stories | 3 | 3 | 3 | 3 |
| Maximum coverage of lot area (includes all buildings and structures) | 35% | 45% | 45% | 45% |
| Minimum green area | 65% | 55% | 55% | 55% |

| Zone and | Dwelling | Type |
|----------|----------|------|
|----------|----------|------|

| | R-1 Zone | | R-2 Zone | |
|---|---------------|---------------|--------------|--------|
| Standard | Single-Family | Single-Family | Semidetached | Duplex |
| Minimum livable floor area per dwelling (square feet) | 1,600 | 1,250 | 1,250 | 1,250 |

Notes:

- 1. Tract means a property that is not yet subdivided.
- 2. N/A means not applicable.

SINCE 1889



TOWN OF OCEAN VIEW

201 Central Avenue – 2nd Floor Ocean View, DE 19970

Land Use • Permitting • Licensing • Code Enforcement • Public Works
302 539-1208 (office) • 302 537-5306 (fax)

admintov@oceanviewde.com / www.oceanviewde.com



SINCE 1889

January 4, 2022

Steiss, Joseph R. & Tammy R. 200 Anthony's Ln. Huntington, MD 20639

074.011

TOWN OF OCEAN VIEW PUBLIC NOTICE PLANNING & ZONING COMMISSION

129 Central Avenue (PIDN: 024.000 / CTM# 134-12.00-446.00)

NOTICE IS HEREBY GIVEN that the Planning and Zoning Commission of the Town of Ocean View will review Application P-338, a Land Development Site Plan submitted by the property owner C&C Real Estate Holdings, Inc. for the subdivision of one (1) parcel of land into three (3) parcels on property zoned R-3 (Townhouse and Multifamily District 3) located at 129 Central Avenue (PIDN: 024.000 / CTM#: 134-12.00-446.00).

The Town will hold this review on Thursday, January 20, 2022 at 6:00pm or as soon as possible thereafter in the Ocean View Community Center located at 32 West Avenue, adjacent to John West Park. All interested parties are welcome to attend, however with COVID-19 cases on the rise, face coverings/masks are mandatory for in-person attendance. We strongly encourage interested parties to view the meeting via livestream on the Town's YouTube channel. The viewing public will have the opportunity to comment or ask questions during the review by sending an email to comment@oceanviewde.gov. The link to the livestream will appear on the posted agenda for the meeting and in the calendar portion of the Town's website, www.oceanviewde.gov. Written comments will also be accepted prior to the meeting. Please note that the meeting agenda is subject to change.

The material may be examined by interested parties on the second floor of the Wallace A. Melson Municipal Building located at 201 Central Avenue between 8:30 a.m. and 12:00 p.m. and 1:00 p.m. through 4:00 p.m., Monday through Friday. For additional information, please contact Kenneth L. Cimino, Director of Planning, Zoning & Development, at (302) 539-1208 or via email at kcimino@oceanviewde.gov.

| PIDN | CTM# | PL# | Property Location Street | Owner | OMA# | OMA Street | OMA City | OMA State | OMA Zip |
|---------|-------------------|-----|--------------------------------|--|----------|--------------------|---------------|--------------|------------|
| 074.011 | 134-12,00-3511.00 | 7 | Johnsons Glade Ln. | Steiss, Joseph R. & Tammy R. | 200 | Anthony's Ln. | Huntington | MD | 20639 |
| 074.012 | 134-12,00-3512,00 | 4 | Johnsons Glade Ln. | Gazenski, Thomas E. & Pamela V, | 20312 | Lubar Way | Brookeville | MD | 20833 |
| 074.013 | 134-12,00-3513,00 | 9 | Johnsons Glade Ln. | Charvat, Michael F. & Cynthia M. | 0006 | Transoms Rd. | Nottingham | MD | 21236 |
| 074.021 | 134-12 00-3521 00 | 5 | Johnsons Glade Ln | Pats, Yale M. & Gerilyn | 3 | Johnsons Glade Ln. | Ocean View | DE | 19970 |
| 074.022 | 134-12 00-3522 00 | 3 | Johnsons Glade Ln. | Beird, James J. & Kathy L. | 3 | Johnsons Glade Ln. | Ocean View | DE | 19970 |
| 074.023 | 134-12 00-3523 00 | - | Johnsons Glade Ln. | Honeycutt, Christoper L. & Regina | - | Johnsons Glade Ln. | Ocean View | DE | 19970 |
| 074.025 | 134-12 00-428 05 | 7 | Johnsons Glade Ln. | Johnsons Glade POA, Inc. | 38427 | Bethany Breeze Dr. | Frankford | DE | 19945 |
| 075.000 | 134-12,00-427.00 | 124 | Central Ave. | Walsh, Sean T. & Christine | 4809 | Lancaster Pk. | Greenville | DE | 19807 |
| 082.001 | 134-12.00-426.03 | ત | Foxwood Ct. | Gaughan, William & Carolyn | 6301 | Red Haven Rd. | Columbia | MD | 21045 |
| 082.002 | 134-12.00-426.04 | ৰ | Foxwood Ct. | Pulford, David & S. Lynne | 7635 | Midtown Rd. | Fulton | MD | 20759 |
| 082.003 | 134-12 00-426.05 | 9 | Foxwood Ct. | bryan, 1 motny & Charlene & Speros, Leonidas & Linda | 34975 | Belle Rd. | Bethany Beach | DE | 19930 |
| 019.000 | 134-12.00-451.00 | 137 | Central Ave. | McClung, Harry R. & Luray | 139 | Central Ave. | Ocean View | DE | 19970 |
| 020.000 | 134-12,00-450,00 | 135 | Central Ave. | Seamone, Jude Daly | 34993 W. | Cadbury Cr. | Lewes | DE | 19958 |
| 021.000 | 134-12 00-449 00 | 131 | Central Ave. | Rapatski, Steven M. | 131 | Central Ave. | Ocean View | DE | 19970 |
| 022.000 | 134-12 00-449 01 | 133 | Central Ave. | Clark, Robert & Deborah | 4410 | Oak River Cir. | Valrico | FL | 33596 |
| 014.010 | 134-12.00-1678.00 | 19 | Woods Cr. | DeMara, Daniel J. | 19 | Woods Cir. | Ocean View | DE | 19970 |
| 014.020 | 134-12.00-1679.00 | 17 | Woods Cr. | Buyas, Gerald J. & Margaret D. | 17 | Woods Cir. | Ocean View | DE | 19970 |
| 014.030 | 134-12.00-1680.00 | 15 | Woods Cr. | Parrill, Colleen M | 15 | Woods Cr | Ocean View | DE | 19970 |
| 014.170 | 134-12.00-1694.00 | 5 | Assawoman Ave. | Ardino, Angelo | 33 | Bemard Blvd | Hockessin | DE | 19707 |
| 014.160 | 134-12.00-1693.00 | 7 | Assawoman Ave. | Johnson, Thomas M. & Lois M. | | P.O. Box 1605 | Ocean View | DE | 19970 |
| 014.150 | 134-12,00-1692,00 | 6 | Assawoman Ave. | Monetti, William | 6 | Assawoman Ave. | Ocean View | DE | 19970 |
| 016.140 | 134-12.00-1721.00 | 2 | Assawoman Ave. | Schaeffer, James M. & Arvilla V. | 2 | Assawoman Ave. | Ocean View | DE | 19970 |
| 016.150 | 134-12.00-1722.00 | - | Assawoman Ave. | Gilley, Lisa D. | - | Assawoman Ave. | Ocean View | DE | 19970 |
| 016.160 | 134-12 00-1723 00 | 9 | Assawoman Ave. | Kauffman Investments, LLP | 37695 | Hall Way | Ocean View | DE | 19970 |
| 007970 | 134-12.00-445.00 | 125 | Central Ave. | Schmidt, Harold L. & Sheila L. | 11155 N | Sandra Rd. | Tucson | AZ | 85742 |
| 027.000 | 134-12,00-443,00 | 121 | Central Ave. | Hitchens, Dale & Wilkinson, Stephanie | | P.O. Box 156 | Ocean View | DE | 19970 |
| 016.170 | 134-12.00-1724.00 | 0 | Assawoman Ave. | Kauffman Investments, LLP | 37695 | Hall Way | Ocean View | DE | 19970 |
| 031.001 | 134-12.00-442.00 | 102 | Woodland Ave. | Gaultney, Stephen D. | 102 | Woodland Ave. | Ocean View | DE | 19970 |
| 031.002 | 134-12.00-442.01 | 100 | Woodland Ave. | Mosier, Scott G. | 45 | Pierson Dr. | Hockessin | DE | 19707 |

ORDINANCE NO. 363

AN ORDINANCE TO AMEND THE ZONING DISTRICT DESIGNATION FOR THE LANDS OF C & C REAL ESTATE HOLDINGS, LLC, FROM R-1 SINGLE-FAMILY RESIDENTIAL DISTRICT TO R-3 TOWNHOUSE AND MULTIFAMILY RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND CONTAINING 1.3528 ACRES, MORE OR LESS, IDENTIFIED AS SUSSEX COUNTY TAX MAP PARCEL # 1-34-12.00-446.00 (129 CENTRAL AVENUE).

WHEREAS, on the 14 day of <u>December</u>, 2018, an application was filed on behalf of C & C Real Estate Holdings, LLC, ; and

WHEREAS, on the 14 day of May, 2019, a public hearing was held before the Planning and Zoning Commission and the Commission recommended to the Ocean View Town Council that the application be granted, and

NOW THEREFORE, THE TOWN COUNCIL OF OCEAN VIEW HEREBY ORDAINS:

Section 1. Pursuant to the Ocean View Land Use and Development Code, an amendment to the zoning district designation from R-1 Single-Family Residential District to R-3 Townhouse and Residential District is granted to the property hereinafter described, to wit:

ALL that certain tract, piece or parcel of land lying and being situate in the Town of Ocean View, Sussex County, Delaware, at 129 Central Avenue, containing 1.3528 acres, more or less, as shown of a survey prepared by Simpler Surveying & Associate, Inc., dated December 3, 2018, and designated on the Tax Maps of Sussex County Department of Finance as Map No. 1-34-12.00-446.00.

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

TOWN OF OCEAN VIEW

Mayo

ttest: Xlonno/M) Oliv

Adopted: 6/11/19

FINDINGS OF FACT

- 1. The property is owned by and the applicant is C & C Real Estate Holdings, LLC.
- 2. The property is 1.3528, more or less, located on Central Avenue.
- 3. The subject property is located in and near existing and developing single-family communities and related activities.
- 4. It is the intention of the applicant to use the site for R-3 Townhouse and Residential purposes.
- 5. Potable water to the project will be provided to the project.
- Sanitary waste will be treated by inclusion into the Ocean View Sanitary Sewer District.
- 7. The project will provide for safe vehicular and pedestrian movement within the site and onto connecting roadways.
- 8. This application will result in the cleanup and removal of a dilapidated property.
- Area property values will not be decreased and may be increased by the development of the project.
- 10. This application has been reviewed and recommended for approval by the Planning and Zoning Commission.

