

**A RESOLUTION
OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LEWES, DELAWARE,
PROPOSING THAT A PUBLIC HEARING BE HELD ON THE SUBJECT
OF A SITE PLAN FOR 423 SAVANNAH RD. (SP-2-23) FOR THE CONSTRUCTION OF
A PARKING LOT TO BE LOCATED AT 423 SAVANNAH RD., SCTM: 335-8.11-95.00**

WHEREAS, the Mayor and City Council of the City of Lewes have deemed it desirable to consider a Site Plan (SP-2-23 423 Savannah Rd.) for the construction of a new parking lot. The property is located at 423 Savannah Rd. as follows;

WHEREAS, Title 22, Chapter 3, Section 301 of the Delaware Code provides that “[f]or the purpose of promoting health, safety, morals or the general welfare of the community, the legislative body of cities and incorporated towns may regulate and restrict the height, number of stories and size of buildings and other structures, percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, and the location and use of buildings, structures and land for trade, industry, residence or other purposes”;

WHEREAS, Section 38 of the City's Charter provides that “[f]or the purpose of protection against fire, promoting health, safety, morals or the general welfare of the community, the City Council is hereby empowered to adopt ordinances to regulate and restrict the height, number of stores [sic], size of buildings and other structures, the density of population and the location and use of buildings, structures and lands for trade, industry, residence or other purposes”;

WHEREAS, Article V, Chapter 170, Section 38 of the Municipal Code of the City of Lewes provides the following procedure to be followed by the Mayor and City Council of Lewes before exercising the aforesaid authority granted by statute and the City Charter:

1. Hold a public hearing at which parties in the interest and citizens shall have an opportunity to be heard;
2. Provide at least fifteen (15) days' notice of such hearing by publishing notice of the time and place of such hearing in an official newspaper of the City of Lewes of a newspaper of general circulation in the City.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council, in session met, a quorum pertaining at all times thereto, that a public hearing shall be held on June 26, 2023, at 6:00 pm, at the Rollins Community Center at 101 Adams Ave. Lewes, Delaware, 19958, to consider a Site Plan (SP-2-23 423 Savannah Rd.) for the construction of a new parking lot. The property is located at 423 Savannah Rd.

BE IT FURTHER RESOLVED, that parties in interest and citizens shall have an opportunity to be heard at said public hearing.

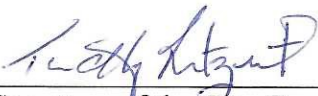
BE IT FURTHER RESOLVED, that the City Manager be and is hereby directed to cause a notice which shall consist of a true copy of this Resolution, in full or by title only, to be published in an official newspaper of the City of Lewes or a newspaper of general circulation in the City at least fifteen (15) days prior to the date set forth in this Resolution for the public hearing.

BE IT FURTHER RESOLVED, that the City Manager be and is hereby directed to post a notice and agenda of said public hearing at City Hall more than seven (7) days prior to the date set forth in this Resolution for the public hearing.

BE IT FURTHER RESOLVED, that the City Manager is hereby directed to post a notice of said hearing on the City's website at least fifteen (15) days prior to the date set forth in this Resolution for the public hearing.

Adopted by the Mayor and City Council
of the City of Lewes
May 22, 2023

I, Timothy Ritzert, Secretary of the City Council of the City of Lewes, do hereby certify that the foregoing is a true and correct copy of the Resolution passed by the Mayor and City Council at its meeting on May 22, 2023, at which a quorum was present and voting throughout and the same is still in full force and effect.



Secretary of the City Council
the City of Lewes