

# Town of Milton

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Milton, DE 19968



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## ORDINANCE NO. 2012- 11

### AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE TOWN OF MILTON.

**WHEREAS**, the Charter of the Town of Milton vests power in the Town Council to provide for and preserve the health, peace, safety, cleanliness, ornament, good order and public welfare of the Town and its inhabitants; and

**WHEREAS**, the Charter of the Town of Milton vests power in the Town Council to zone or district the Town and make particular provisions for particular zones or districts with regard to building or building material, and generally to exercise all powers and authorities vested in the legislative body of cities and incorporated towns under and by virtue of Chapter 3, Title 22, Del. C. of 1974, and all amendments heretofore or hereafter adopted; and

**WHEREAS**, the Town Council of the Town of Milton has previously found it necessary for the aforementioned purposes to enact a zoning ordinance, codified as Chapter 220 of the Town Code, which incorporates by reference the Official Zoning Map of the Town of Milton; and

**WHEREAS**, pursuant to Chapter 220, the Town Council of the Town of Milton may, from time to time, on its own motion or on petition or upon recommendation by the Planning and Zoning Commission, amend, supplement or change the boundaries of the districts or the zoning regulations after public notice and hearing; and

**WHEREAS**, the Town of Milton Planning and Zoning Commission held a duly noticed hearing on November 20, 2012 and voted unanimously to recommend approval of the rezoning application for the list of affected, non-objecting properties attached hereto and incorporated by reference, as described in the Advisory Report received by Town Council; and

**WHEREAS**, The Town Council held a public hearing on December 3, 2012, as scheduled by prior resolution, with proper notice by publication and my mailing as required by Town Code Section 220-101;

**NOW THEREFORE, BE IT HEREBY ENACTED AND ORDAINED**, by the Town Council of the Town of Milton, a majority thereof concurring therein, that:

The list of affected, non-objecting properties attached hereto are re-zoned from either their current zoning of Light Industrial Use District/Large Parcel Development District to Single-Family Use District (R-1)/ Large Parcel Development District or their current zoning of Commercial and Business Use District to Single-Family Use District (R-1), in accordance with the Town's comprehensive plan, in order to lessen congestion in the streets, to secure safety from fire, panic and other dangers, to promote health and the general welfare, to provide adequate light and air, to prevent the overcrowding of land, to avoid undue concentration of population, to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements, with reasonable consideration, among other things, as to the character of the district and its peculiar suitability for particular uses and with a view to conserving the value of buildings and encouraging the most appropriate use of land throughout the municipality; and

An entry on the Official Zoning Map shall be made in accordance with Town Code Section 220-10D, with this amendment becoming effective on the date of said entry.

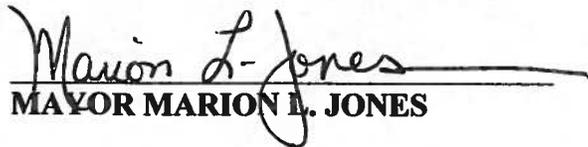
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**SYNOPSIS**

This Ordinance amends the Official Zoning Map of the Town of Milton Town for the affected, non-objecting properties.

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I, **MARION L. JONES**, Mayor of the Town of Milton, hereby certify that the foregoing is a true and correct copy of the ordinance adopted by the Town Council of the Town of Milton at its meeting held on the 3rd day of December, 2012, at which a quorum was present and voting throughout and that the same is still in full force and effect.

  
**MAYOR MARION L. JONES**