

CITY OF MILFORD
NOTICE OF ORDINANCE ADOPTION

NOTICE IS HEREBY GIVEN that the following ordinance was adopted during a meeting of Milford City Council on January 24, 2022:

ORDINANCE 2022-01

Helmick Milford LLC – Conditional Use
1.024 +/- acres of land located at the southwest
corner of Warner Road & US Route 113
Address: 997 North DuPont Boulevard
Comprehensive Plan Designation: Commercial
Zoning District: C-3 (Highway Commercial District)
Present Use: Vacant
Proposed Use: Fast Food Restaurant & Drive-in Restaurant
Tax Parcel: MD-16-174.14-01-03.02

WHEREAS, Chapter 230-45, “in any and all districts, multiple permitted uses or mixed uses of a property shall be deemed a conditional use subject to special requirements” and are subject to approval from City Council; and

WHEREAS, the applicant is constructing a 4,812 square foot, 2-unit commercial structure on the above described parcel; and

WHEREAS, the City of Milford Planning Commission reviewed the application during their regular meeting on Tuesday, January 18, 2022, at which time interested parties publicly commented on the application; and

WHEREAS, Milford City Council held a Public Hearing on Monday, January 24, 2022, allowing for additional public comment after which the majority of the City Council voted to approve the Conditional Use by adopting this ordinance; and

WHEREAS, the notice as required by Chapter 230, was published in the Milford Beacon on December 22, 2021, and provided to property owners within 200 feet of the subject parcel; and

WHEREAS, this ordinance becomes effective ten days following the date of its adoption by City Council.

NOW, THEREFORE, the City of Milford hereby ordains as follows:

Section 1. Upon adoption of this ordinance, a conditional use permit is hereby granted to Helmick Milford LLC to allow a 4,812 square foot, 2-unit commercial structure at the southwest corner of Warner Road and US Route 113 as described herein.

Section 2. Construction shall commence within one year of the date of issuance of the permit, otherwise the conditional use becomes void.

Section 3. Dates.

City Council Introduction: January 10, 2022

Planning Commission Review & Public Hearing: January 18, 2022

City Council Public Hearing: January 24, 2022

Effective Date: February 3, 2022

A complete copy of the Code of the City of Milford is available by request through the City Clerk’s office at cityclerk@milford-de.gov or by accessing the city website at www.cityofmilford.com.