

CITY OF DOVER ORDINANCE #2012-11

AN ORDINANCE AMENDING THE ZONING MAP, SOURCE WATER PROTECTION OVERLAY ZONE - TIER 3 EXCELLENT RECHARGE AREA IN THE VICINITY OF NORTH DUPONT HIGHWAY AND LEIPSIC ROAD

WHEREAS, the Delaware Code, Title 7- Conservation, Chapter 60 - Environmental Control, Subchapter VI - Source Water Protection requires that municipalities adopt regulations to protect areas around public wells and areas identified as "excellent recharge areas"; and

WHEREAS, on November 26, 2007, City Council adopted the Source Water Protection Overlay Zone (SWPOZ) and on March 24, 2008, City Council amended this zone by adding protections for "excellent recharge areas"; and

WHEREAS, Appendix B - Zoning, Article 3 - District Regulations, Section 29 - Source Water Protection Overlay Zone (SWPOZ) includes a procedure for contesting the delineation of the source water protection overlay zone; and

WHEREAS, the Dover Planning Office received a geotechnical evaluation for the site known as Dover Crossroads at the southeast corner of North DuPont Highway (U.S. 13) and Leipsic Road; and

WHEREAS, the Department of Natural Resources and Environmental Control has reviewed the evaluation and provided an updated contour of the "excellent recharge area" in this vicinity.

NOW, THEREFORE, BE IT ORDAINED THAT the Mayor and Council of the City of Dover hereby amend the Zoning Map as it relates to the SWPOZ - Tier 3 Excellent Recharge Areas in the area including and adjacent to the Dover Crossroads site in accordance with the exhibit entitled "Amendment to the SWPOZ - Tier 3 Excellent Recharge Area", dated June 11, 2012.

SYNOPSIS

The proposed ordinance would adopt an amendment to the Source Water Protection Overlay Zone (SWPOZ) - Tier 3 Excellent Recharge Areas in the vicinity of North DuPont Highway and Leipsic Road.

(SPONSORS: STAFF)

ADOPTED: JUNE 11, 2012

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Actions History

June 11, 2012 - Public Hearing/Final Reading

May 21, 2012 - Considered by Planning Commission

April 9, 2012 - First Reading by City Council/Referral to Planning Commission

