

TOWN OF NEWPORT  
DELAWARE

ORDINANCE # 2009-002

AN ORDINANCE TO CONTINUE THE 2003 COMPREHENSIVE PLAN OF THE TOWN OF NEWPORT WITHOUT AMENDMENT AND TO CONFIRM THE ZONING PLAN AND ZONING ORDINANCE OF THE TOWN OF NEWPORT AS PROPERLY ADOPTED, AB INITIO.

WHEREAS, the Mayor and Commissioners of the Town of Newport have determined that it is not necessary to amend the 2003 Comprehensive Plan of the Town of Newport at this time;

WHEREAS, the Mayor and Commissioners of the Town of Newport desire to confirm the adoption of all zoning plans and zoning ordinances and regulations as set forth in the Exhibits to the 2003 Comprehensive Plan of the Town of Newport.

NOW, THEREFORE, THE COMMISSIONERS OF THE TOWN OF NEWPORT HEREBY ORDAIN:

- Section 1: Continuance of Comprehensive Plan. The 2003 Comprehensive Plan of the Town of Newport shall remain in full force and effect without amendment.
- Section 2: Confirmation of Adoption of Newport Zoning Code and Zoning Plan. The Newport Zoning Ordinance and Zoning Plan contained in the 2003 Comprehensive Plan of the Town of Newport are hereby confirmed, as if restated herein in its entirety, as properly adopted from the original date of adoption of the 2003 Comprehensive Plan of the Town of Newport and are and shall continue to be the proper and lawful Zoning Ordinance and Zoning Plan of the Town of Newport subject to all subsequent lawful annexations.
- Section 3: Severability. If any section, clause, or phrase of this Ordinance shall be declared invalid or unconstitutional by the judgment of any court of competent jurisdiction, such invalidity shall not affect the remaining sections, clauses or phrases of this Ordinance.
- Section 4. Conflicts. Other ordinances or parts of other ordinances deemed to be in conflict with this Ordinance are hereby repealed and

superceded to the extent that other such ordinances or parts of ordinances are in conflict, provided that such repeal shall not abate a right of action already accrued under any repealed ordinance.

Section 5. Effective Date. The Town Secretary shall certify to the adoption of this Ordinance and this Ordinance shall take full force and effect immediately after the date of final passage *and PUS approval.*

The Commissioners of the Town of Newport hereby adopt this Ordinance and its provisions to be held in full effect from this 21<sup>st</sup> day of May, 2009.

Joanne E. Munde'  
Town Secretary

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Town Solicitor

[Signature]  
Mayor

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Commissioner

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Commissioner

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Commissioner

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Commissioner