

NOTICE

THE COMMISSIONERS OF THE CITY OF REHOBOTH BEACH ON SEPTEMBER 19, 2014,  
ADOPTED RESOLUTION NO. 0914-03 WHICH READS AS FOLLOWS:

**A RESOLUTION OF THE MAYOR AND COMMISSIONERS  
OF THE CITY OF REHOBOTH BEACH, DELAWARE, RELATING  
TO THE REPLACEMENT OF HVAC EQUIPMENT**

WHEREAS, heating, ventilation and air-conditioning (HVAC) equipment is integral to and a part of the building it services and therefore must meet all setback, side and rear yard requirements of the zoning code, and

WHEREAS, there are instances where existing HVAC equipment is located in whole or in part in required side and/or rear yards which constitutes a legal nonconforming condition, and

WHEREAS, HVAC equipment generally has a service life expectancy far shorter than the building of which it forms a part; and

WHEREAS, when needing to replace HVAC equipment, having to relocate it can result in practical difficulties and unreasonable increases in cost.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Commissioners of the City of Rehoboth Beach, Delaware, that replacement HVAC equipment shall hereafter be permitted to be located, as many other elements of a building are, in the same location as the equipment being replaced regardless of the fact that the location may in whole or in part be within a required side and/or rear yard.