

COUNTY COUNCIL

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Sussex County

DELAWARE
sussexcountyde.gov
(302) 855-7743

SUSSEX COUNTY COUNCIL

A G E N D A

FEBRUARY 21, 2023

10:00 A.M.

Call to Order

Approval of Agenda

Approval of Minutes – February 7, 2023

Reading of Correspondence

Public Comments

Todd Lawson, County Administrator

1. Consideration of the Bay Beach Association Charter
2. Consideration of a MOU with Office of Management and Budget related to the State Family Courthouse Parking Garage MOU
3. Administrator's Report

Karen Brewington, Human Resources Director

1. First Quarter Employee Recognition Awards

Hans Medlarz, County Engineer

1. FY 2022 General Labor & Equipment Contract, Project 22-01
 - A. George & Lynch – Bid Package A, FY 23 Change Order No. 1



2. Delivery of Seed and Chemical, Project M23-06

A. FY 23 Contract Award

Old Business

Change of Zone No. 1969 filed on behalf of Ron Sutton

“AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A MR MEDIUM RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 14.45 ACRES, MORE OR LESS” (property lying on the southeast side of Central Avenue [Rt. 84] approximately 0.17-mile northeast of the intersection of Peppers Corner Road [S.C.R. 365] and Central Avenue [Rt. 84]) (911 Address: 34667 Central Avenue, Frankford) (Tax Parcel: 134-19.00-24.00)

Conditional Use No. 2339 filed on behalf of Ron Sutton

“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A MR MEDIUM RESIDENTIAL DISTRICT FOR MULTI-FAMILY (60 UNITS) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 14.45 ACRES, MORE OR LESS” (property lying on the southeast side of Central Avenue [Rt. 84], approximately 0.17-mile northeast of the intersection of Peppers Corner Road [S.C.R. 365] and Central Avenue [Rt. 84]) (911 Address: 34667 Central Avenue, Frankford) (Tax Parcel: 134-19.00-24.00)

Grant Requests

- 1. Paul Kares Inc. for their Concert for Kids program**
- 2. Ocean View Historical Society for reconstruction of their Tunnell West Preservation project**
- 3. Ocean Waves Quilt Guild, Inc. for The Fabric of Life Quilt Show**
- 4. Developing Artist Collaboration for a HVAC emergency**
- 5. Tether Foundation for their Camp Abilities Delaware program**

Introduction of Proposed Zoning Ordinances

Council Members’ Comments

Executive Session – Land Acquisition pursuant to 29 Del.C.§10004(b)

Possible action on Executive Session items

1:30 p.m. Public Hearings

Conditional Use No. 2342 filed on behalf of Turning Point Energy - TPE DE SU07, LLC

“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A SOLAR FARM TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN SEAFORD HUNDRED, SUSSEX COUNTY, CONTAINING 27.5 ACRES, MORE OR LESS” (property lying on the west side of Elks Road [Rt. 46] approximately 0.50 mile west of the intersection of Elks Road [Rt. 46] and Sussex Highway [Rt. 13]) (911 Address: N/A) (Tax Parcel: 331-1.00-15.01 [p/o])

Conditional Use No. 2343 filed on behalf of Turning Point Energy – TPE DE SU163, LLC

“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A SOLAR FARM TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN GEORGETOWN HUNDRED, SUSSEX COUNTY, CONTAINING 25.00 ACRES, MORE OR LESS” (property lying on the west side of Gravel Hill Road [S.C.R. 248] approximately 0.37 mile south of the intersection of Gravel Hill Road [S.C.R. 248] and Lewes Georgetown Highway [Rt. 9]) (911 Address: N/A) (Tax Parcel: 135-11.00-48.00 [p/o])

Conditional Use No. 2344 filed on behalf of Turning Point Energy – TPE DE SU113, LLC

“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A 35-ACRE SOLAR FARM TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN GEORGETOWN HUNDRED, SUSSEX COUNTY, CONTAINING 35.58 ACRES, MORE OR LESS” (property lying on both the east and west side of East Trap Pond Road [S.C.R. 62], approximately 0.4 mile north of Substation Road [S.C.R. 518], with solar panels to be located on the east side of East Trap Pond Road [S.C.R. 62]) (911 Address: N/A) (Tax Parcel: 135-22.00-23.00 [p/o])

Adjourn

-MEETING DETAILS-

In accordance with 29 Del.C. §10004(e)(2), this Agenda was posted on February 14, 2023 at 4:15 p.m. and at least seven (7) days in advance of the meeting.

This Agenda was prepared by the County Administrator and is subject to change to include the addition or deletion of items, including Executive Sessions, which arise at the time of the meeting.

Agenda items may be considered out of sequence.

The meeting will be streamed live at <https://sussexcountyde.gov/council-chamber-broadcast>.

The County provides a dial-in number for the public to comment during the appropriate time of the meeting. **Note, the on-line stream experiences a 30-second delay.**

Any person who dials in should listen to the teleconference audio to avoid the on-line stream delay.

To join the meeting via telephone, please dial:

Conference Number: 1-302-394-5036

Conference Code: 570176

Members of the public joining the meeting on the telephone will be provided an opportunity to make comments under the Public Comment section of the meeting and during the respective Public Hearing.

The Council meeting materials, including the “packet”, are electronically accessible on the County’s website at: <https://sussexcountyde.gov/agendas-minutes/county-council>.

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