

COUNTY COUNCIL

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Sussex County

DELAWARE
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SUSSEX COUNTY COUNCIL

A G E N D A

APRIL 25, 2023

10:00 A.M.

***AMENDED on April 19, 2023 at 2:00 p.m.¹**

Call to Order

Approval of Agenda

Approval of Minutes – April 18, 2023

Reading of Correspondence

Public Comments

President Michael H. Vincent

1. Discussion related to Tributes, Resolutions, & Proclamations

Todd Lawson, County Administrator

1. Discussion and possible action related to the disposition of County property
2. Administrator's Report

10:15 a.m. Public Hearing

1. "AN ORDINANCE TO ADD A NEW CHAPTER (CHAPTER 30) TO THE COUNTY CODE TITLED "REMOVAL PROCEDURES FOR MEMBERS OF APPOINTED BOARDS, COMMISSIONS, AND ADVISORY COMMITTEES"



Joe Thomas, Director of Emergency Operations

1. Discussion and Consideration of a Resolution for the 2022 Sussex County Hazard Mitigation Plan

Karen Brewington, Director of Human Resources

1. Discussion and Recommendation of Stop-Loss Insurance Coverage

Mike Costello, Government Affairs Manager

1. Consideration and Possible Approval of Agreement for Demolition and Abatement Contract for 27177 John J. Williams Highway

John Ashman, Director of Utility Planning & Design Review

1. Permission to Prepare and Post Notices for Suncrest Annexation into the Sussex County Unified Sanitary Sewer District (Angola Neck Area)

Hans Medlarz, County Engineer

1. EMS Public Safety Building, Project C19-04
 - A. Change Order 24
2. Chemical Procurement – Recommendation to Award
 - A. Bulk Delivery of Sodium Hypochlorite, Project No. M23-12
 - B. Bulk Delivery of Magnesium Hydroxide, Project No. M23-13
3. Herring Creek Sanitary Sewer District: South Gravity Sewer and Force Main, Project S20-08
 - A. Change Order No. 1

Grant Requests

1. First State Community Action Agency, Inc. for their CommUnity clean-up for Georgetown
2. Delaware Community Foundation for their Flags for Heroes program
3. Rehoboth Summer Children’s Theatre for their Summer Outreach Tour – Jack and the Beanstalk

Introduction of Proposed Zoning Ordinances

Council Members’ Comments

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

Possible action on Executive Session items

1:30 p.m. Public Hearings

Ordinance No. 23-04

“AN ORDINANCE TO AMEND THE CODE OF SUSSEX COUNTY, CHAPTER 115, ARTICLE XXIV, SECTION 115-172 AND ARTICLE XXV, SECTION 115-194.5 TO ADD PROVISIONS FOR SPECIAL REQUIREMENTS FOR SOLAR FARM CONDITIONAL USES”

Ordinance No. 23-01

“AN ORDINANCE TO AMEND THE SUSSEX COUNTY SEWER TIER MAP OF THE COMPREHENSIVE PLAN FROM THE TIER 4 AREA (SYSTEM OPTIONAL AREAS) TO THE TIER 2 (SUSSEX COUNTY PLANNING AREA) IN RELATION TO TAX PARCELS 533-11.00-23.00, 23.03 & 23.04” (properties lying on the southwest side of Zion Church Road [Route 20], approximately 605 feet northwest of Deer Run Road [S.C.R. 388], and the north side of Deer Run Road [S.C.R. 388], approximately 159 feet southwest of Zion Church Road [Route 20] (911 Address: 36054 Zion Church Road, Frankford) (Tax Map Parcels: 533-11.00-23.00, 23.03 & 23.04) (Zoning: AR-1 [Agricultural Residential])

Conditional Use No. 2350 filed on behalf of Beaver Dam Enterprises, LLC

“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR MULTI-FAMILY (2 UNITS) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 2.144 ACRES, MORE OR LESS” (property lying on the west side of Beaver Dam Road [Rt. 23], approximately 0.50 mile north of Hopkins Road [S.C.R. 286]) (911 Address: 30857 Saddle Ridge Way, Lewes) (Tax Map Parcel: 234-6.00-6.02)

Conditional Use No. 2346 filed on behalf of TPE DE SU114, 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 LITTLE CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 63.86 ACRES, MORE OR LESS” (property lying on the north side of Dorothy Road [Rt. 64] and the west side of Sussex Highway [Rt. 13]) (911 Address: N/A) (Tax Map Parcel: 332-7.00-19.00)

Conditional Use No. 2347 filed on behalf of TPE DE SU94, 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 CEDAR CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 39.33 ACRES, MORE OR LESS” (property lying on the east side of North Old State Road [S.C.R. 213], approximately 0.10 mile north of the intersection of Haflinger Road [S.C.R. 625]) (911 Address: N/A) (Tax Map Parcel: 230-12.00-39.00)

Adjourn

¹ Per 29 Del. C. §10004 (e) (5) and Attorney General Opinion No. 13-IB02, this agenda was amended to address a matter which arose after the initial posting of the agenda but before the start of the Council meeting.

-MEETING DETAILS-

In accordance with 29 Del.C. §10004(e)(2), this Agenda was posted on April 18, 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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