

COUNTY COUNCIL

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Sussex County

DELAWARE
sussexcountyde.gov
(302) 855-7743

SUSSEX COUNTY COUNCIL

A G E N D A

JULY 18, 2023

10:00 A.M.

Call to Order

Approval of Agenda

Approval of Minutes – July 11, 2023

Reading of Correspondence

Public Comments

Todd Lawson, County Administrator

1. Public Interview of Planning and Zoning Commission Nominee(s)
2. Update regarding County Council initiatives
3. Administrator's Report

Mark Parker, Assistant County Engineer

1. 2023 Ocean Outfall Repairs, Project G23-18
 - A. Recommendation to Award

John Ashman, Director of Utility Planning and Design Review

1. Permission to Prepare and Post Notices for Red Fox Run Annexation into the Sussex County Unified Sanitary Sewer District (West Rehoboth Area)



Hans Medlarz, County Engineer

- 1. South Coastal WRF Treatment Process Upgrade No. 3 & Rehoboth Beach WTP Capital Improvement Program, Phase 2**
 - A. Electrical Construction, Project C19-17, Change Order No. 23**
 - B. General Construction, Project C19-11, Change Order No. 29**
- 2. Professional Environmental Services**
 - A. RK&K – Construction Phase Services**
- 3. Minor Capital Projects Approval**

Grant Requests

- 1. Town of Laurel for their 4th of July fireworks display**
- 2. The Society of St. Andrew, Inc. for their Delmarva Gleaning Network**
- 3. La Esperanza Inc. for their Comprehensive Immigration Services program**
- 4. Friends of Georgetown Public Library, Inc. for their annual 5K race**
- 5. Lillette’s Foundation for the Arts, Inc. for their Music and Me program**

Introduction of Proposed Zoning Ordinances

Council Members’ Comments

Executive Session – Collective Bargaining, Land Acquisition & Pending/Potential Litigation pursuant to 29 Del.C.§10004(b)

Possible action on Executive Session items

1:30 p.m. Public Hearings

**Warrington Farm Annexation into the Sussex County Unified Sanitary Sewer District
(West Rehoboth Area)**

Conditional Use No. 2421 filed on behalf of Jonathan & Laura Brittingham

“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN EVENTS VENUE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 46.17 ACRES, MORE OR LESS” (properties lying on the south side of Phillips Hill Road [S.C.R. 472], approximately 0.63 mile west of Revel Road [S.C.R. 410]) (911 Address: 22518 Phillips Hill Road, Millsboro) (Tax Map Parcels: 133-19.00-21.00 & 22.00)

Conditional Use No. 2423 filed on behalf of Jennifer C. Attix

“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A COMMERCIAL KITCHEN TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN CEDAR CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 1.01 ACRES, MORE OR LESS” (property lying on the east side of Calhoun Road [S.C.R. 621], approximately 0.79 mile south of Shawnee Road [Route 36]) (911 Address: 7485 Calhoun Road, Milford) (Tax Map Parcel: 130-6.00-94.02)

Conditional Use No. 2437 filed on behalf of James R. Powell

“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR BOAT AND RV STORAGE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 7.95 ACRES, MORE OR LESS” (property lying on the north side of Burton Farm Road [S.C.R. 373] and the west side of Blackwater Road [S.C.R. 374] at the intersection of Burton Farm Road [S.C.R. 373] and Blackwater Road [S.C.R. 374]) (911 Address: 34309 Burton Farm Road, Frankford) (Tax Map Parcel: 134-15.00-19.02 [p/o])

Change of Zone No. 1982 filed on behalf of Peninsula Lakes, LLC

“AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN MR-RPC MEDIUM RESIDENTIAL–RESIDENTIAL PLANNED COMMUNITY DISTRICT TO AN MR-RPC MEDIUM RESIDENTIAL–RESIDENTIAL PLANNED COMMUNITY DISTRICT AND TO AMEND CONDITIONS OF APPROVAL OF CHANGE OF ZONE NO. 1474 (ORDINANCE NO. 1572) RELATING TO THE REQUIREMENT TO PROVIDE A PARK AND RIDE FACILITY FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 3.2 ACRES, MORE OR LESS” (property lying on the west side of Bay Farm Road [S.C.R. 299] and the east side of Starling Lane, approximately 0.56 mile southeast of John J. Williams Highway [Route 24]) (911 Address: N/A) (Tax Map Parcel: 234-29.00-248.04)

Change of Zone No. 1990 filed on behalf of Beach Partners, LLC

“AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT AND MR MEDIUM DENSITY RESIDENTIAL DISTRICT TO A C-2 MEDIUM COMMERCIAL DISTRICT FOR CERTAIN PARCELS OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 1.76 ACRES, MORE OR LESS” (properties lying on the southeast side of Learning Lane and the northwest side of Best Lane, at the intersection of Coastal Highway [Rt. 1] and Best Lane) (911 Address: 31169 & 31174 Learning Lane, Lewes) (Tax Map Parcels: 235-23.00-53.02 & 53.04)

Ordinance No. 23-10 Amenities Ordinance

“AN ORDINANCE TO AMEND CHAPTER 99, ARTICLE III, SECTION 99-21 “PUBLIC SITES AND OPEN SPACES” AND CHAPTER 115, ARTICLE XXV, “SUPPLEMENTAL REGULATIONS” OF THE CODE OF SUSSEX COUNTY REGARDING THE TIMING OF CONSTRUCTION FOR AMENITIES IN RESIDENTIAL DEVELOPMENTS”

Adjourn

-MEETING DETAILS-

In accordance with 29 Del.C. §10004(e)(2), this Agenda was posted on July 11, 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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