

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, JANUARY 21, 1997

Call to Order      The regular meeting of the Sussex County Council was held on Tuesday, January 21, 1997, at 10:00 a.m. in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Dale R. Dukes	President
George J. Collins	Vice President
George B. Cole	Member
Finley B. Jones, Jr.	Member
Lynn J. Rogers	Member

The meeting was opened by repeating the Lord's Prayer and Pledge of Allegiance to the Flag.

M 036 97      A Motion was made by Mr. Collins, seconded by Mr. Jones, to Adopt Agenda      Adopt the Agenda, as presented. Motion Adopted by Voice Vote.

M 037 97      A Motion was made by Mr. Collins, seconded by Mr. Jones, to Approve Minutes      to approve the minutes of the previous meeting dated January 14, 1997.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;  
Mr. Jones, Yea; Mr. Collins, Yea;  
Mr. Dukes, Yea

Corre-      Mr. Bayard, County Attorney, read the following correspondence: spondence  
LISA MAZUJIAN, PRESIDENT, SUSSEX CENTRAL POP WARNER, GEORGETOWN, DELAWARE.  
RE: Letter in appreciation of Council's grant in the amount of \$500.00.

KATHY KRAMEDAS, PRESIDENT, REHOBOTH BEACH MAIN STREET, REHOBOTH BEACH, DELAWARE.  
RE: Letter requesting funds for the fireworks in Rehoboth Beach scheduled for July 6, 1997.

Appeal      Mr. Stickels, County Administrator, discussed an appeal of to P & Z      the Sussex County Planning & Zoning Commission's decision to Com-      deny an application of Timothy Ramia (Timothy Ramey Con- mission      struction) to consider the subdivision of land in an AR-1 Decision      Agricultural Residential Zoning District in Broad Creek Hundred by dividing 22.28 acres into 31 lots, located on the west side of an unnamed road, 175 feet west of Johnson's Drive within Patty Cannon Estates Subdivision, on the south side of Road 78, 1,260 feet southeast of Road 490A. (Sub-division #96-24)

Appeal  
to  
P & Z  
Com-  
mission  
Decision

Mr. Stickels, County Administrator, discussed an appeal of the Sussex County Planning & Zoning Commission's decision to deny an application of Donald M. Martin for the subdivision of land in an AR-1 Agricultural Residential Zoning District in Nanticoke Hundred by dividing 4.58 acres into four lots, located at the end of Pit Road, 1,720 feet southeast of Road 530. (Subdivision #96-18)

Appeals  
to  
P & Z  
Com-  
mission  
Decision

Mr. Stickels, County Administrator, informed Council that Mr. Jones, Assistant County Attorney, has advised that the safest course of action regarding appeals is to schedule a Public Hearing. This will allow all persons who previously appeared in front of the Planning & Zoning Commission to have an opportunity to address the County Council. It was the consensus of Council that a Public Hearing be scheduled for the appeals of Timothy Ramia and Donald Martin. The Public Hearings will be scheduled for February 18, 1997, beginning at 10:30 a.m.

Draft  
Legis-  
lation/  
Sub-  
divisions

Council discussed the fact that subdivisions do not have to come before Council for approval; the Planning & Zoning Commission is the approving body. It was the consensus of Council that the County Attorney draft legislation amending the approval process for subdivisions making the County Council the final approving body.

Proposed  
C-2  
Special  
Com-  
mercial  
Zoning  
District

Mr. Stickels, County Administrator, discussed a proposed C-2 Special Commercial Zoning District. On December 17, 1996, a Proposed Ordinance creating a C-2 Special Commercial Zoning District was denied. Under this Proposed Ordinance, large scale commercial or retail uses with structures greater than 80,000 square feet were prohibited in the C-1 General Commercial District and the B-1 Neighborhood Business District; they would be limited to the newly created C-2 District. Mr. Cole advised that he would like the Proposed Ordinance reintroduced with the square feet limitation amended from 80,000 to 50,000. The existing draft Ordinance will be amended for discussion and possible introduction at the January 28, 1997, Council meeting.

Adminis-  
trator's  
Report

Mr. Stickels, County Administrator, reviewed the following information in his County Administrator's Report:

1. Annual Delaware Association of Conservation Districts Meeting

This year's theme for the Delaware Association of Conservation Districts is "Delaware Agriculture - Is the Future in Farming or Houses". The annual meeting will explore the land use, economic, and environmental significance between the State's agri-

Adminis-  
trator's  
Report  
(con't)

cultural lands preservation program and the proposed county land use plans. This year's meeting will follow the Friends of Ag Breakfast at 7:15 a.m. The meeting will take place at the Sheraton Inn, Dover, Delaware. Anyone wishing to register for the meeting should call Kevin Donnelly, Department of Natural Resources, at 739-4411.

2. Center for Inland Bays

The Center for Inland Bays will be meeting on Friday, January 24, 1997, at Camp Arrowhead starting at 8:30 a.m. The Board of Directors will discuss the opportunity for the Inland Bays to utilize the County's property known as the James Farm on Cedar Neck Road. All Center for Inland Bays meetings are open to the public.

3. Land Use Public Hearings

The Sussex County Council will be conducting a Public Hearing on Thursday, February 20, 1997, at Delaware Technical and Community College, Jack F. Owens Campus, Georgetown. The meeting will start at 7:00 p.m. and will be held in the Campus Theater. Property owners of Sussex County are encouraged to attend this important meeting. Anyone wishing to register to speak prior to the hearing should contact Lawrence Lank at 855-7878.

Contract/  
3D  
Imaging Mr. Norwood, Supervisor - Addressing and Mapping, discussed a Proposed Contract with 3D Imaging of Easton, Maryland, in the amount of \$624,260.00, for the readdressing of all of rural Sussex County. Mr. Norwood reviewed the project responsibilities of the County, the project responsibilities of 3D Imaging, and the proposed project schedule. The project will take place over a two year period. Upon completion of this project, Sussex County will have an operational Addressing System along with a complete GIS Mapping System with the capabilities of finding a property with minimal information; thus, allowing enhanced 911 operators to locate an incident in as timely a manner as possible.

M 038 97  
Authorize  
Contract/  
3D  
Imaging A Motion was made by Mr. Cole, seconded by Mr. Collins, that the Sussex County Council authorizes the entering into of a contract with 3D Imaging of Easton, Maryland, for the purpose of readdressing all of rural Sussex County, for the amount of \$624,260.00, upon approval of the contract by the Assistant County Attorney and the Finance Director.

Motion Adopted: 5 Yea.

M 038 97 Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;  
(con't) Mr. Jones, Yea; Mr. Collins, Yea;  
Mr. Dukes, Yea

Road Mr. Dukes reminded Mr. Norwood that there are still discre-  
Names pancies with some of the road names and that this matter  
needs to be resolved. Mr. Norwood advised that he would  
address the discrepancies in a memo in the near future.

Shady Mr. Green, Director of Utility Construction, discussed a  
Park Construction Administration and Construction Inspection Agree-  
ment with Shady Park, Inc.

M 039 97 A Motion was made by Mr. Jones, seconded by Mr. Collins,  
Execute based upon the recommendation of the Sussex County Engineering  
Agree- Department, for Sussex County Project No. 81-04, that the  
ments/ Sussex County Council execute a Construction Administration  
Shady and Construction Inspection Agreement between Sussex County  
Park Council and Shady Park, Inc. for wastewater facilities to be  
constructed in Shady Park, Phase III, Section IIC, located in  
the Fenwick Island Sanitary Sewer District.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;  
Mr. Jones, Yea; Mr. Collins, Yea;  
Mr. Dukes, Yea

M 040 97 A Motion was made by Mr. Cole, seconded by Mr. Collins, to  
Council- give \$250.00 from Mr. Cole's Councilmanic Account to the  
Grant Rehoboth Beach Main Street for the fireworks in Rehoboth  
Beach on July 6, 1997.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;  
Mr. Jones, Yea; Mr. Collins, Yea;  
Mr. Dukes, Yea

M 041 97 A Motion was made by Mr. Collins, seconded by Mr. Cole, to  
Council- give \$200.00 from Mr. Collins' Councilmanic Account to the  
Grant Delmar Junior-Senior High School (earmarked "Action Plan  
Program"). One hundred dollars is to be used for "After the  
Prom Party" and \$100.00 is to be used for the "Super Slumber  
Party".

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;  
Mr. Jones, Yea; Mr. Collins, Yea;  
Mr. Dukes, Yea

Sewer  
Costs

A discussion was held regarding sewer costs associated with new sewer districts and ways in which these costs could be reduced or made less of a hardship on property owners, i.e. assessing, prepaying, etc.

Schedule/  
Pending  
Waste-  
water  
Projects

Council discussed the schedule for pending wastewater projects; several property owners in the Cedar Neck area have expressed concern that the Ocean View Expansion of the Bethany Beach Sanitary Sewer District is scheduled before the Cedar Neck Expansion of the Bethany Beach Sanitary Sewer District. County staff advised that the schedule was written based on the County's ability to do the work; however, staff has no problem with the Council prioritizing the schedule. Following a discussion regarding this matter, it was decided that the County will proceed with the referendums/public hearings for both of these expansions as quickly as possible.

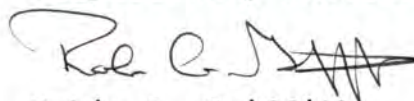
Closing/  
Sale of  
Court-  
house

Mr. Stickels, County Administrator, advised that a Closing on the sale of the Courthouse to the State will take place on January 30, 1997, at 10:00 a.m., in Council Chambers, Sussex County Administrative Office Building.

M 042 97  
Adjourn

A Motion was made by Mr. Jones, seconded by Mr. Collins, to adjourn at 12:28 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith  
Clerk of the County Council