

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, MARCH 30, 1993

Call to Order      The regular meeting of the Sussex County Council was held Tuesday, March 30, 1993, at 10:00 a.m. in the Council Chambers, Courthouse, Georgetown, Delaware, with the following members present:

Dale R. Dukes	President
George J. Collins	Vice President
Ralph E. Benson	Member
George B. Cole	Member
William D. Stevenson, Sr.	Member

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

M 119 93      A Motion was made by Mr. Collins, seconded by Mr. Benson, to Approve Minutes      approve the minutes of the previous meeting dated March 23, 1993. Motion Adopted by Voice Vote.

Letters      Mr. Bayard, County Attorney, read the following correspondence:

DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, UNDERGROUND STORAGE TANK BRANCH, NEW CASTLE.  
RE: March edition of newsletter entitled "Think Tank".

AMERICAN RED CROSS, DELAWARE CHAPTER, WILMINGTON.  
RE: Spring newsletter entitled "crosswinds".

COLONEL CLIFFORD M. GRAVIET, CHAIRMAN, DELAWARE POLICE CHIEFS' COUNCIL, INC., DOVER.  
RE: Requesting financial assistance to permit Martin Johnson, Local Police Coordinator, to attend a meeting of the Committee of Executive Directors at the International Association of Chiefs of Police training conference in Williamsburg, Virginia, April 23 - 26, 1993.

COLONEL CLIFFORD M. GRAVIET, CHAIRMAN, DELAWARE POLICE CHIEFS' COUNCIL, INC., DOVER.  
RE: Requesting financial assistance for the annual Staff Development Seminar from May 10 - 13, 1993, in Rehoboth Beach.

CHRISTINE LECATES, PRESIDENT, GEORGETOWN LITTLE LEAGUE, GEORGETOWN.  
RE: Request for \$5,000 in funding for the purpose of providing lights for the Girls Softball Program (total cost - \$20,500).

DOLPHUS R. STEVENSON, AMBULANCE CAPTAIN, MEMORIAL FIRE COMPANY, MILFORD.  
RE: Appreciation expressed to John Kinsley, Jay Myers, and Larry Rock of the Sussex County Paramedic Service for their efforts on the evening of March 21, 1993.

Letters  
(con't)

DEE BRADLEY, REHOBOTH BEACH PUBLIC LIBRARY, REHOBOTH BEACH.  
RE: To call attention to the budgetary plight of independent libraries in Sussex County and to request Council's support in assuring that independent libraries are recognized for their contribution by either sponsoring an increase in the library tax or in seeing that independent libraries receive a larger share of the County tax.

DEAN BEHRENS, BUSINESS EDUCATION TEACHER, WOODBRIDGE CHAPTER OF BUSINESS PROFESSIONALS OF AMERICA, BRIDGEVILLE.

RE: Expressing appreciation to Councilman Stevenson for his financial support of their delegation which will be attending the national convention to be held in San Antonio, Texas, from May 5 - 9, 1993.

Proposed  
Proclamation

Mr. Stickels, County Administrator, read in its entirety a Proposed Proclamation proclaiming April, 1993, as "National Community College Month". Representing the Southern Campus of Delaware Technical & Community College was Mr. H. Terry Johnson, Assistant Dean of Student Services.

M 120 93  
Adopt  
Proclamation

A Motion was made by Mr. Benson, seconded by Mr. Cole, to Adopt the Proclamation entitled "PROCLAIMING APRIL, 1993, AS 'NATIONAL COMMUNITY COLLEGE MONTH'".

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Issuance  
of  
General  
Obliga-  
tion  
Refunding  
Bonds

Mr. Baker, Finance Director, and Mr. Gefaell of R.W. Corby & Company, Sussex County Financial Advisor, updated Council on the issuance of the General Obligation Refunding Bonds, in accordance with Ordinance No. 883 adopted March 23, 1993. Bonds totalling \$54,925,000 were refunded or defeased. The new bonds have an average interest rate of 5.59 percent, replacing the old rate of well over 7 percent. The amount of savings, resulting from lower annual debt service payments, totalled \$2,002,661. Savings will be taken during Fiscal 1993 and 1994 and can be used for budgeted purposes in each appropriate fund that generated the savings.

Building  
Permit  
and  
Plan  
Review  
Exemp-  
tions

Mr. Stickels, County Administrator, and Mr. Parker, Director of Assessments, discussed building permit and plan review exemptions. In 1992, a State Law was passed and signed by the Governor that would exempt certain projects from having to pay fees to the State of Delaware for construction. As of August 1, 1992, the State Fire Marshal's Office no longer charges a plan review user fee to the following projects: municipal buildings, County

Building Permit and Plan Review Exemptions buildings; State buildings; volunteer fire companies; projects which receive more than 50% State funds; and projects financed by the State Housing Authority. The State of Delaware requires that a Project Manager and a State Inspector be on site for all construction which is supported by State funding. Mr. Stickels recommended that the County not charge for the same projects; however, the County would not do any plan review or inspection of the project as long as the project is reviewed by the State Fire Marshal's Office and as long as the project has a Project Manager or a State Inspector. If it is necessary that the County participate in the inspection process, fees would have to be paid due to the fact that providing the service without charging fees would have an impact on the County's budget.

M 121 93 Endorse Policy to Exempt Certain Projects from Building Permit and Plan Review User Fees A Motion was made by Mr. Stevenson, seconded by Mr. Benson, that the Sussex County Council, having met in Public Session, endorses the policy to exempt the following projects from building permit and plan review user fees contingent on the project being reviewed by at least two of the three inspection services (State Fire Marshal's Office, Project Manager, State Inspector):

- o Municipal buildings.
- o County buildings.
- o State buildings.
- o Volunteer fire companies.
- o Projects which receive more than 50 percent State funds.
- o Projects financed by the State Housing Authority.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Proposed Resolution Mr. Stickels, County Administrator, advised that at the March 23, 1993, County Council meeting, a Proposed Resolution entitled "A RESOLUTION REQUESTING THE U.S. ARMY CORPS OF ENGINEERS TO ISSUE AN UTILITY CROSSING PERMIT" was discussed. The matter was tabled due to Mr. Cole's absence.

M 122 93 Adopt Resolution R 008 93 A Motion was made by Mr. Collins, seconded by Mr. Stevenson, to Adopt Resolution R 008 93 entitled "A RESOLUTION REQUESTING THE U.S. ARMY CORPS OF ENGINEERS TO ISSUE AN UTILITY CROSSING PERMIT".

Motion Adopted: 4 Yea, 1 Abstention.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Abstained;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 122 93 (con't) Mr. Cole did not participate in the discussion or the vote on Resolution R 008 93 due to a possible conflict of interest.

Adminis- Mr. Stickels, County Administrator, discussed the following  
trator's information in his County Administrator's Report:  
Report

1. Industrial Park Entrance Relocation

The main entrance to the Industrial Park has been relocated to the entrance south of the Delaware State Fire School. The guard house was relocated because of its current location at the north entrance--it was located on a blind curve. Also, the entrance was too close to the road, causing tractor and trailers to extend beyond the Park entrance onto Road 321.

The northern entrance will remain open for thirty days from 6:00 a.m. to 6:00 p.m. After thirty days, the old entrance will be closed.

In the next month, a new sign will be placed as well as a new directory board.

2. Emergency Repair - Dewey Beach Sanitary Sewer District

Manhole No. 135, located at the intersection of Swedes and Bayard Streets, Dewey Beach, has settled approximately eight inches. The settlement is a result of groundwater intrusion into the manhole at an approximate rate of 100,000 gallons per day. In addition, the surrounding road surface has the potential of collapsing as a result of the combination of sand and water intrusion. Because of the rapid deterioration of the condition, the County Engineering Department is obtaining three proposals for emergency repair. The Engineering Department is going to take the necessary action for immediate replacement of the manhole.

3. Sussex County Septage Program Requirements

Included with this report was the requirements for private haulers to discharge septic tank waste at the South Coastal Regional Wastewater Facilities and the Inland Bays Regional Wastewater Facilities. This program will start April 1, 1993. The County is doing this at the request of the Department of Natural Resources and Environmental Control. Mr. Stickels stated that he does not believe that the Department is going to forbid the practice of dumping septic tank waste into fields.

Adminis-  
trator's  
Report  
(con't)

It was also noted that the Engineering Department reserves the right to discontinue accepting waste if the plant operator determines that the treatment is unstable and accepting additional septic or holding tank waste would further endanger the treatment process. At this time, there is no reason to believe this will happen.

Bene-  
ficial  
Accept-  
ance

Mr. Green, Director of Utility Construction, discussed Beneficial Acceptance for the wastewater facilities constructed in Bahamas Beach Cottages, Phase II, located in the South Bethany Sanitary Sewer District.

M 123 93  
Bene-  
ficial  
Accept-  
ance  
Bahamas  
Beach  
Cottages

A Motion was made by Mr. Cole, seconded by Mr. Benson, that based upon the recommendation of the Sussex County Engineering Department, for Sussex County Project No. 81-04, that the Sussex County Council grant Beneficial Acceptance for the wastewater facilities constructed in Bahamas Beach Cottages, Phase II, located in the South Bethany Sanitary Sewer District.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Condi-  
tional  
Accept-  
ance

Mr. Green, Director of Utility Construction, discussed Conditional Acceptance of the wastewater collection system and the treatment and spray facility for the Dagsboro/Frankford Sanitary Sewer District.

M 124 93  
Condi-  
tional  
Accept-  
ance

A Motion was made by Mr. Collins, seconded by Mr. Benson, that based upon the recommendation of the Inspection Engineer, George, Miles & Buhr, for Sussex County Project No. 88-14, and the Sussex County Engineering Department, that the Sussex County Council grant Conditional Acceptance of the Wastewater Collection System, Contract No. 2, for the Dagsboro/Frankford Sanitary Sewer District.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 125 93  
Condi-  
tional  
Accept-  
ance

A Motion was made by Mr. Cole, seconded by Mr. Benson, that based upon the recommendation of the Inspection Engineer, George, Miles & Buhr, for Sussex County Project No. 88-14, and the Sussex County Engineering Department, that the Sussex County Council grant Conditional Acceptance of the Treatment and Spray Facility, Contract No. 1, for the Dagsboro/Frankford Sanitary Sewer District.

M 125 93 Motion Adopted: 5 Yea.  
(con't)

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Proposed Ordinance Mr. Dukes introduced a Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN NANTICOKE HUNDRED, SUSSEX COUNTY, CONTAINING 4.46 ACRES, MORE OR LESS" (C/Z #1193) filed on behalf of Merle L. Embleton. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Collins introduced a Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN EXTENSION TO CONDITIONAL USE NO. 1003 (BOAT STORAGE AND REPAIR) BY EXPANSION OF THE BOAT STORAGE AREA AND INCLUSION OF BOAT AND RELATED SALES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 22.73 ACRES, MORE OR LESS" (C/U #1038) filed on behalf of John J. Marsh. The Proposed Ordinance will be advertised for Public Hearing.

M 126 93 A Motion was made by Mr. Cole, seconded by Mr. Collins, to  
Council- give \$250.00 from Mr. Cole's Councilmanic Account to Raise the  
manic Roof, a fund raising effort for reconstruction of the Convention  
Grant Hall in Rehoboth Beach.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 127 93 A Motion was made by Mr. Cole, seconded by Mr. Stevenson, to  
Council- give \$500.00, \$250.00 from Mr. Cole's Councilmanic Account and  
manic \$250.00 from Mr. Benson's Councilmanic Account, to the Cape  
Grant Henlopen High School band and chorus for their annual spring  
trip.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 128 93 Councilmanic Grant A Motion was made by Mr. Collins, seconded by Mr. Benson, to give \$350.00, \$100.00 from Mr. Dukes' Councilmanic Account and \$250.00 from Mr. Collins' Councilmanic Account, to Columbia Community Center to support their sporting complex.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 129 93 Councilmanic Grant A Motion was made by Mr. Stevenson, seconded by Mr. Collins, to give \$500.00, \$100.00 from each Councilmanic Account, to the Delaware Police Chiefs' Council, Inc., to provide partial reimbursement for expenses to permit the Local Police Coordinator, Mr. Martin Johnson, to attend a meeting of the Committee of Executive Directors at the International Association of Chiefs of Police training conference.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 130 93 Councilmanic Grant A Motion was made by Mr. Collins, seconded by Mr. Stevenson, to give \$500.00, \$100.00 from each Councilmanic Account, to the Delaware Police Chiefs' Council, Inc. for their annual Staff Development Seminar.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 131 93 Recess At 11:30 a.m., a Motion was made by Mr. Cole, seconded by Mr. Collins, to recess until 1:30 p.m. Motion Adopted by Voice Vote.

Reconvene Mr. Dukes called Council back into session at 1:30 p.m.

Public Hearing C/U #1032 A Public Hearing was held on a Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A MINIATURE GOLF COURSE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 0.6175 ACRE, MORE OR LESS" (C/U #1032) filed on behalf of Duane C. Whitman. The Public Hearing was closed.

M 132 93 A Motion was made by Mr. Stevenson, seconded by Mr. Collins,  
Adopt to Adopt Ordinance No. 884 entitled "AN ORDINANCE TO GRANT A  
Ordinance No. 884 CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL  
(C/U DISTRICT FOR A MINIATURE GOLF COURSE TO BE LOCATED ON A  
#1032) CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED,  
SUSSEX COUNTY, CONTAINING 0.6175 ACRE, MORE OR LESS" (C/U  
#1032) filed on behalf of Duane C. Whitman, with the  
following stipulations:

1. Business hours shall be 10:00 a.m. to 10:00 p.m. with summer season hours (April 30th through September 30th) for Friday and Saturday from 10:00 a.m. to 12:00 midnight.
2. On site refreshment sales shall be by vending machines only.
3. Security lighting shall be provided and shall be placed so that it is not directed at any residential area and does not impair the vision of drivers of motor vehicles.
4. One sign shall be permitted. Signage shall not exceed 32 square feet on any side or facing.
5. Split rail fencing shall be provided along Route 20.
6. Final site plan shall be required to be reviewed and approved by the Planning and Zoning Commission.

Motion Adopted: 4 Yea, 1 Nay.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Nay;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Findings of Fact The Council found that the conditional use was appropriate legislative action based upon the following findings of fact:

1. The applicant established by substantial evidence that the proposed use will provide recreation to the public and will not adversely affect the character of the neighborhood, property values therein, traffic in the area or the local environment.
2. The proposed use is consistent with the purposes of the Comprehensive Land Use Plan.
3. The findings of fact and recommendations of the Planning and Zoning Commission are incorporated herein.

Public  
Hearing  
C/Z  
#1186

A Public Hearing was held on a Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BROAD CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 3.94 ACRES, MORE OR LESS" (C/Z #1186) filed on behalf of Colonial Developments. The Public Hearing was closed.

M 133 93  
Adopt  
Ordinance  
No. 885  
(C/Z  
#1186)

A Motion was made by Mr. Cole, seconded by Mr. Collins, to Adopt Ordinance No. 885 entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BROAD CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 3.94 ACRES, MORE OR LESS" (C/Z #1186) filed on behalf of Colonial Developments.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Findings  
of Fact

The Council found that the change of zone was appropriate legislative action based upon the following findings of fact:

1. The applicant established by substantial evidence that a need exists for additional small business office and shop sites in the area.
2. The applicant established by substantial evidence that the change of zone will have no adverse impact on the character of the neighborhood, property values therein, traffic in the area or the local environment.
3. The change of zone will conform the County's C-1 zoning boundary line in the area by extending the existing C-1 zone by adopting this Ordinance.
4. The change of zone conforms with the purposes and goals of the Comprehensive Land Use Plan.
5. The findings of fact and recommendations of the Planning and Zoning Commission are incorporated herein.

Public  
Hearing  
(C/Z  
#1187)

A Public Hearing was held on a Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND

Public  
Hearing  
(C/Z  
#1187)  
(con't)

LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 11.707 ACRES, MORE OR LESS" (C/Z #1187) filed on behalf of Lida M. Brown Heirs. The Public Hearing was closed.

It was the consensus of Council to approve the zoning change to include only 1.75 acres (253' x 300').

M 134 93  
Amend  
C/Z  
#1187  
and  
Adopt  
Ordinance  
No. 886

A Motion was made by Mr. Stevenson, seconded by Mr. Collins, to amend Change of Zone No. 1187 entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 11.707 ACRES, MORE OR LESS" and to Adopt Ordinance No. 886 entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 1.75 ACRES, MORE OR LESS" (C/Z #1187) filed on behalf of Lida M. Brown Heirs.

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

Findings  
of Fact

The Council found that the change of zone was appropriate legislative action based upon the following findings of fact:

1. The applicant established by substantial evidence that the proposed change of zone will have no adverse impact on the character of the neighborhood, property values therein, traffic in the area or the local environment.
2. The change of zone will bring the property into conformity with its historic uses and into conformity with the purposes of the Western Sussex Land Use Plan.
3. The findings of fact and recommendations of the Planning and Zoning Commission are incorporated herein.
4. This ordinance rezones 1.75 acres only (253' x 300') to C-1 and the balance of the 11.707 acres remain AR-1.

Public  
Hearing  
(C/U  
#1031)

A Public Hearing was held on a Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A VACUUM CLEANER REPAIR SERVICE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND

Public Hearing (C/U #1031) (con't) BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 38,653 SQUARE FEET, MORE OR LESS" (C/U #1031) filed on behalf of Henry E. Fisher. The Public Hearing was closed.

It was noted that the applicant was not present. In accordance with Ordinance No. 804, any applicant who is not present for a hearing shall be considered to have withdrawn the application.

M 135 93 Adopt Proposed Ordinance (C/U #1031) DENIED A Motion was made by Mr. Cole, seconded by Mr. Stevenson, to Adopt the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A VACUUM CLEANER REPAIR SERVICE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 38,653 SQUARE FEET, MORE OR LESS" (C/U #1031) filed on behalf of Henry E. Fisher.

Motion Denied: 5 Nay.

Vote by Roll Call: Mr. Benson, Nay; Mr. Cole, Nay;  
Mr. Collins, Nay; Mr. Stevenson, Nay;  
Mr. Dukes, Nay

Public Hearing Proposed Ordinance A Public Hearing was held on a Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 115 OF THE CODE OF SUSSEX COUNTY, RELATING TO AMUSEMENT PLACES IN B-1 NEIGHBORHOOD BUSINESS DISTRICTS AND C-1 GENERAL COMMERCIAL DISTRICTS, AND RELATING TO PROHIBITED DEVICES". The Council found that no parties appeared in opposition. The Public Hearing was closed.

M 136 93 Adopt Ordinance No. 887 A Motion was made by Mr. Cole, seconded by Mr. Collins, to Adopt Ordinance No. 887 entitled "AN ORDINANCE TO AMEND CHAPTER 115 OF THE CODE OF SUSSEX COUNTY, RELATING TO AMUSEMENT PLACES IN B-1 NEIGHBORHOOD BUSINESS DISTRICTS AND C-1 GENERAL COMMERCIAL DISTRICTS, AND RELATING TO PROHIBITED DEVICES".

Motion Adopted: 5 Yea.

Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 137 93 Councilmanic Grant A Motion was made by Mr. Stevenson, seconded by Mr. Cole, to give \$1,000.00, \$200.00 from each Councilmanic Account, to the National Federation of the Blind of Delaware for their annual project of sending delegates to the National Convention of the National Federation of the Blind.

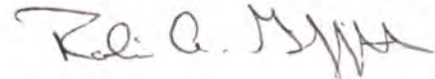
Motion Adopted: 5 Yea.

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M 137 93 Vote by Roll Call: Mr. Benson, Yea; Mr. Cole, Yea;  
(con't) Mr. Collins, Yea; Mr. Stevenson, Yea;  
Mr. Dukes, Yea

M 138 93 A Motion was made by Mr. Cole, seconded by Mr. Benson, to  
Adjourn adjourn at 3:04 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith  
Clerk of the County Council