

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, MAY 13, 1997

Call to Order The regular meeting of the Sussex County Council was held Tuesday, May 13, 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	Member
Lynn J. Rogers	Member

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

M 212 97 A Motion was made by Mr. Jones, seconded by Mr. Rogers, to Approve Agenda approve the Agenda, with the following amendment:

1. Add under Robert L. Stickels, County Administrator, "Farmland Preservation Program".

Motion Adopted by Voice Vote.

M 213 97 A Motion was made by Mr. Jones, seconded by Mr. Rogers, to Approve Minutes approve the minutes of the previous meeting, dated May 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

Corre- Mr. Bayard, County Attorney, read the following correspondence: spondence

DELAWARE RIVER BASIN COMMISSION, WEST TRENTON, NEW JERSEY.
RE: Notice of Proposed Rulemaking; Proposed Amendments to the Commission's Ground Water Protected Area Regulations for Southeastern Pennsylvania.

SHIRLEY A. PRICE, HOUSE OF REPRESENTATIVES, STATE OF DELAWARE, DOVER, DELAWARE.
RE: Letter expressing interest in pursuing legislation that would require counties to hold a public hearing prior to any building of off-site wastewater treatment or disposal facilities, whether under or above ground. (It was the consensus of Council that this is a State issue and therefore, the proposed legislation would not be supported.)

WILLIAM V. ROTH, UNITED STATES SENATE, WASHINGTON, D.C.
RE: Letter regarding National Weather Service funding.

Corre-
spondence
(con't)

F. WAYNE WHEELER, CIVILIAN IN CHARGE, KENTCOM.
RE: Letter commending the staff of the Sussex County Emergency
Operations Center.

JOAN M. BOYCE, EXECUTIVE DIRECTOR, GREATER MILLSBORO CHAMBER OF
COMMERCE, MILLSBORO, DELAWARE.
RE: Letter of appreciation for Mr. Collins' Councilmanic Grant.

KLASSICAL KIDS BALLET, FRANKFORD, DELAWARE.
RE: Letter of appreciation for Mr. Cole's Councilmanic Grant.

ANDY KELLY, STUDENT PARTICIPANT IN STUDENT GOVERNMENT DAY.
RE: Letter to Mr. Cole regarding his role as a Councilman during
the Mock County Council Meeting held on Student Government Day.

ROBERT RALEY, NASSAU, DELAWARE.
RE: Invitation to attend the dedication of a building in memory/
honor of Charlie Mills and dedication of a brewery and performing
arts center near the winery in Nassau.

Actu-
arial
Valuation
for the
Sussex
County
Employee
Pension
Plan

Mr. Baker, Finance Director, and Ms. France of Alexander &
Alexander reported on the results of the Actuarial Valuation for
the Sussex County Employee Pension Plan as of January 1, 1997.
The recommended contribution, taking into account a 2% COLA
increase assumption, is \$790,505, a \$205,000 decrease from
last year's recommended contribution. The primary factors
affecting the decrease in the recommended contribution are as
follows:

1. During 1996, the Plan's assets experienced a gain of
\$287,200. During 1996, the Market Value rate of return
was 12.0%, well in excess of the assumed rate of return
of 8.0%. This gain on assets decreased the recommended
contribution by \$31,000.
2. Offsetting the gain on assets was a loss on liabilities
due to changes in the plan population. Active participa-
tion increased 3.8% from 340 to 353. The increase in average
pay for active employees who were participants last year
was 6.1%. The expected increase in payroll is 5.0%. This
larger than expected increase in salary from 1996 to 1997
produces a loss on liabilities and an increase in normal
annual cost.

The increase in participation and larger than expected in-
crease in payroll for continuing actives offsets the effect
of the gain on assets, increasing the contribution by
\$84,000.

Actu-
arial
Valuation
(con't)

3. The amortizations of the unfunded liability was adjusted to keep them within the GASB 27 limits for the Annual Required Contribution. This change in amortizations increased the contribution \$93,000.
4. During 1996, retirees received on average a 3.5% COLA increase. The assumed increase was 4.0%. Therefore, the plan experienced a slight gain and a reduction in cost of \$2,000.
5. The future COLA increase assumption was decreased from 4% to 2% to follow the County's intention to lower the COLA increases provided to retirees. The change in assumption is amortized over 15 years, similar to gains and losses that occur each year. This change in assumption lowered the contribution \$349,000.

M 214 97 A Motion was made by Mr. Collins, seconded by Mr. Jones, to
Approve approve the January 1, 1997, Actuarial Valuation for the Sussex
Actu- County Employee Pension Plan.

Valuation Motion Adopted: 4 Yea, 1 Absent.
for

Pension Plan Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Absent*;
Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

* Mr. Rogers left the meeting for a short period of time.

Proposed Mr. Stickels, County Administrator, advised Council that
Legis- Senator Voshell has sponsored a Bill to require a statewide
lation/ reassessment of all property to be completed and implemented
Statewide by the year 2002. The Governor's Legal Counsel and the State
Reassess- of Delaware Department of Finance has asked that the County
ment Council take a position on this legislation. Mr. Parker,
Director of Assessments, reviewed the proposed Bill; the pro-
posed Bill contains many requirements that currently exist in
State Statutes but has expanded on some areas, as follows:

1. Continues to allow a 15% increase in revenue for the Counties after the initial reassessment excluding new construction but also exempts the cost associated with the process to be excluded from the 15% cap.
2. Requires that assessments be updated annually and the values be adjusted not less than every five years.
3. Establishes a State Assessment Practices Board for the purpose of oversight and licensure and certification of those people in each county responsible for certifying the assessment rolls each year.

Proposed
Legis-
lation
(con't)

4. Clearly states the methods to be used for the purpose of valuing property for taxation purposes to ensure uniformity throughout the State.

Mr. Parker provided his opinion that he believes the Bill, as drafted, meets the goals established by the Assessment Practice Review Committee (established in 1994 by Senate Joint Resolution No. 12) and will provide a uniform assessment system Statewide. Mr. Parker is concerned that there is no provision for sharing the cost of this process by the State or the school districts.

It was the consensus of Council that this legislation would not be supported unless funding is shared by the State, County and school districts.

Lease
Amend-
ment/
American
PCS, L.P.

Mr. Izzo, County Engineer, discussed an amendment to a Lease Agreement between Sussex County and American PCS, L.P. to permit the lease of additional space for a microwave dish and ancillary equipment, increasing the monthly rent \$200.00, from \$800.00 to \$1,000.00.

M 215 97
Approve
Lease
Amend-
ment/
American
PCS, L.P.

A Motion was made by Mr. Cole, seconded by Mr. Collins, based upon the recommendation of the Sussex County Engineering Department that Amendment No. 1 to the Lease Agreement with American PCS, L.P. be approved, which results in a monthly rent increase from \$800.00 to \$1,000.00.

Motion Adopted: 5 Yea.

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

M 216 97
Adopt
Procla-
mation

A Motion was made by Mr. Jones, seconded by Mr. Cole, to Adopt the Proclamation entitled "PROCLAIMING THE WEEK OF MAY 18 THROUGH MAY 24, 1997, AS 'EMERGENCY MEDICAL SERVICES WEEK'".

Motion Adopted: 5 Yea.

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

Presen-
tation

Mr. Rogers presented the Proclamation to Mr. Torbert, Sussex County EMS Director, and Mr. White, Past President of the Sussex County Volunteer Ambulance Association.

Sussex
County
EMS
Banquet

Mr. Stickels, County Administrator, advised that on May 10, 1997, the Sixth Annual Sussex County Emergency Medical Services Banquet was held. Over 200 people attended to recognize individual achievement in the provision of Emergency Medical

Sussex
County
EMS
Banquet/
Awards

Services to the citizens of Sussex County and Delaware in 1996.
The following awards were given out to people from Sussex County:

County Ambulance Attendant of the Year
Don Mulholland, Dagsboro Volunteer Fire Department

Ambulance Captain of the Year
Marvis Truitt, Mid Sussex Ambulance Squad

Sussex County Paramedic of the Year
Mark Sheridan

Sussex County Supervisor of the Year
Jay Myers

Clifford Lee Award for Excellence in EMS
Herb VonGoerres, Georgetown American Legion Ambulance

State Outstanding Field Provider, Basic Life Support
Don Mulholland, Dagsboro Volunteer Fire Department

State Outstanding EMS Instructor
Rex Foxwell, Selbyville Volunteer Fire Department

State of Delaware Outstanding EMS Administrator Award
Bill Stevenson

Recognition was also given to the "Founding Fathers" or individuals who were instrumental in providing EMS in Sussex County by giving extensive years of service in providing emergency medical service. Individuals with over forty years of service include:

Ralton Dennis Lewes Volunteer Fire Company	43 Years
Lawrence Lind Georgetown American Legion	44 Years
Elmer Ennuis Ellendale Volunteer Fire Company	51 Years
Herb VonGoerres Georgetown American Legion Ambulance	52 Years
Dr. James White Milton Volunteer Fire Company	55 Years
Linwood Rogers Milton Volunteer Fire Company	61 Years

Proposed
Legis-
lation

Mr. Stickels, County Administrator, discussed a Proposed House Bill entitled "AN ACT TO AMEND CHAPTER 9 OF TITLE 3 OF THE DELAWARE CODE TO ALLOW FOR EXPANSIONS TO AGRICULTURAL PRESERVATION DISTRICTS WITHIN A THREE-MILE RADIUS OF ESTABLISHED DISTRICTS". The Delaware Agricultural Lands Preservation Foundation can currently approve expansion to Agricultural Preservation Districts for eligible farms containing less than 200 acres if such farms are located within a one-mile radius of established Districts. In several areas of the State, notably the "Inland Bays" area of Sussex County and the "Levels" area of New Castle County, owners of highly productive farms wishing to place the farms in the preservation program have been unable to do so because of the current radius limitation.

M 217 97
Support
Proposed
Legis-
lation/
Agri-
cultural
Preser-
vation
Districts

A Motion was made by Mr. Collins, seconded by Mr. Jones, that the Sussex County Council supports the concept of allowing expansions to Agricultural Preservation Districts within a three-mile radius of established Districts.

Motion Adopted: 4 Yea, 1 Nay.

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

Adminis-
trator's
Report

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

1. Extended Hours

The following activities took place during the extended hours on Wednesday, May 7, 1997:

- (a) Treasury Division - No activity;
- (b) Utility Billing Division - No activity;
- (c) Clerk of the Peace - Three wedding licenses issued after 4:30 p.m., no 7:30 a.m. activity;
- (d) Planning and Zoning - No activity prior to 8:15 a.m., after 4:30 p.m., four phone calls, two inquiries, one for information regarding building permits and one for information regarding the Building Code;
- (e) Assessment Division - No activity;
- (f) Recorder of Deeds - Two recordings and two phone calls for inquiries after 4:30 p.m., no activity from 7:30 a.m. until normal working hours.

Adminis-
trator's
Report
(con't)

2. Sussex County Building Permit Brochure

Included with this report is an updated brochure assisting Sussex County residents in obtaining building permits. I believe this brochure will illustrate the County government's efforts to try to make our services easier to understand and obtain.

3. FY `98 Budget

The FY `98 budget will be presented at the County Council meeting on Tuesday, May 20, 1997, at 10:00 a.m. A special media presentation will be made at 8:00 a.m. on May 20, 1997, in the Council Chambers. The Public Hearing for adoption of the budget and water and sewer related charges will be held on Tuesday, June 10, 1997, at 11:00 a.m.

4. Emergency Medical Services Director

I am pleased to inform the Council that Mr. George Torbert has been promoted to the position of Emergency Medical Services (EMS) Director. Mr. Torbert has been employed with the County since December of 1990, starting as a Paramedic Trainee, and in October of 1991 was promoted to Paramedic. In September of 1992 he was promoted to Supervisor, and in October of 1995 was promoted to Division Manager of Operations. Mr. Torbert has been serving as Acting Director of EMS since the resignation of William Stevenson. Mr. Stevenson resigned from the County to accept a position as EMS Director for the State of Delaware.

Mr. Torbert graduated from Woodbridge High School and received a Bachelor of Arts degree in Communications from Salisbury State University. His professional education includes over 1,200 hours of emergency medical training from the Kent General Hospital Paramedic Education Center and emergency management classes at the National Fire Academy in Emmitsburg, Maryland. He continues to regularly attend programs to maintain his Paramedic certification and to further his emergency management and human resources skills and knowledge. His involvement in EMS prior to employment with the County started in 1981 when he joined the Bridgeville Fire Company, where he was a firefighter and ambulance attendant.

George currently lives in Bethel with his wife Vicki and two children.

Proposed
Ordinance

Mr. Dukes introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A CELLULAR TOWER (500 FEET TALL) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING

Proposed Ordinance IN SEAFORD HUNDRED, SUSSEX COUNTY, CONTAINING 26.46 ACRES, MORE OR LESS" (Conditional Use No. 1192) filed on behalf of (con't) Meekins Antenna Rentals, Inc. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Collins introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A PRIVATE AIRSTRIP AND SALES MAINTENANCE, ASSEMBLY FOR POWER PARACHUTING AND FLIGHT INSTRUCTION TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 34.5 ACRES, MORE OR LESS" (Conditional Use No. 1193) filed on behalf of Freebirds, L.L.C. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Collins introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR PROPANE TANKS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 5.97 ACRES, MORE OR LESS, OF A 16.56 ACRE TRACT" (Conditional Use No. 1194) filed on behalf of Pep-Up, Inc. The Proposed Ordinance will be advertised for Public Hearing.

M 218 97 Councilmanic Grant A Motion was made by Mr. Jones, seconded by Mr. Cole, to give \$300.00 from Mr. Jones' Councilmanic Account to the Sussex Central Football Boosters/Golden Knights for the purchase of t-shirts for the football players.

Motion Adopted: 5 Yea.

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

M 219 97 Councilmanic Grant A Motion was made by Mr. Collins, seconded by Mr. Jones, to give \$250.00 from Mr. Collins' Councilmanic Account to the Sussex Central Football Boosters/Golden Knights for the purchase of t-shirts for the football players.

Motion Adopted: 5 Yea.

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

M 220 97 Councilmanic Grant A Motion was made by Mr. Jones, seconded by Mr. Rogers, to give \$1,000.00 from Mr. Dukes' Councilmanic Account to the Nanticoke Little League for operating expenses.

Motion Adopted: 5 Yea.

M 220 97 Vote by Roll Call: Mr. Cole, Yea; Mr. Rogers, Yea;
(con't) Mr. Jones, Yea; Mr. Collins, Yea;
Mr. Dukes, Yea

M 221 97 A Motion was made by Mr. Jones, seconded by Mr. Rogers, to
Council- give \$75.00 from Mr. Dukes' Councilmanic Account to the
manic Seafood School District for Kristen Hall's attendance at
Grant the National Leadership Conference.

Motion Adopted: 5 Yea.

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

M 222 97 At 11:40 a.m., a Motion was made by Mr. Collins, seconded by
Recess Mr. Jones, 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 A Public Hearing was held on the Proposed Ordinance entitled
Hearing "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1
(C/U AGRICULTURAL RESIDENTIAL DISTRICT FOR A CEMETERY TO BE LOCATED
No. 1178) ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUN-
DRED, SUSSEX COUNTY, CONTAINING 62.00 ACRES, MORE OR LESS"
(Conditional Use No. 1178) filed on behalf of Delaware Com-
mission of Veterans Affairs. There were no public comments
in opposition to this application. The Public Hearing was
closed.

M 223 97 A Motion was made by Mr. Collins, seconded by Mr. Jones, to
Adopt Adopt Ordinance No. 1134 entitled "AN ORDINANCE TO GRANT A
Ordinance CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL
No. 1134 DISTRICT FOR A CEMETERY TO BE LOCATED ON A CERTAIN PARCEL OF
(C/U LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CON-
No. 1178) TAINING 62.00 ACRES, MORE OR LESS" (Conditional Use No. 1178)
filed on behalf of Delaware Commission of Veterans Affairs,
with the following condition:

1. The final site plan shall be reviewed and approved by the
Planning & Zoning Commission.

Motion Adopted: 5 Yea.

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

Findings The Council found that the Conditional Use was appropriate
of Fact legislative action based on the following findings of fact:

Findings
of Fact
(con't)

1. The applicant established by substantial evidence that a clear need exists for additional veterans' cemetery facilities in downstate Delaware and the proposed location for the use is appropriate, since the use will have no adverse impact on the neighboring areas, property values therein, traffic or the environment in the area.
2. The findings of fact and recommendations of the Planning and Zoning Commission are incorporated herein.

Public
Hearing
(C/U
No. 1179)

A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A THREE LOT ADDITION TO AN EXISTING MANUFACTURED HOME PARK (CONDITIONAL USE NO. 263 AND CONDITIONAL USE NO 465) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 17,302 SQUARE FEET OF 14.41 ACRES, MORE OR LESS" (Conditional Use No. 1179) filed on behalf of Destination Developments, Inc. There were no public comments in opposition to this application. The Public Hearing was closed.

M 224 97
Adopt
Ordinance
No. 1135
(C/U
No. 1179)

A Motion was made by Mr. Collins, seconded by Mr. Jones, to Adopt Ordinance No. 1135 entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A THREE LOT ADDITION TO AN EXISTING MANUFACTURED HOME PARK (CONDITIONAL USE NO. 263 AND CONDITIONAL USE NO. 465) TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 17,302 SQUARE FEET OF 14.41 ACRES, MORE OR LESS" (Conditional Use No. 1179) filed on behalf of Destination Developments, Inc, with the following condition:

1. The final site plan shall be reviewed and approved by the Planning & Zoning Commission.

Motion Adopted: 5 Yea.

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

Findings
of Fact

The Council found that the Conditional Use was appropriate legislative action based on the following findings of fact:

1. The applicant established by substantial evidence that the proposed use will serve an existing demand for additional residential lots and will have no adverse impact on the character of the neighborhood, property values therein, traffic or the environment in the area.

Findings (con't) 2. The findings of fact and recommendations of the Planning and Zoning Commission are incorporated herein.

Public Hearing (C/Z No. 1295) A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A GR GENERAL RESIDENTIAL DISTRICT TO AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 135 ACRES, MORE OR LESS" (Change of Zone No. 1295) filed on behalf of Ethel C. Graham and Joseph L. and Carol Lee Shockley. There were no public comments in opposition to this application. The Public Hearing was closed.

M 225 97 Adopt Ordinance No. 1136 (C/Z No. 1295) A Motion was made by Mr. Collins, seconded by Mr. Jones, to Adopt Ordinance No. 1136 entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A GR GENERAL RESIDENTIAL DISTRICT TO AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 135 ACRES, MORE OR LESS" (Change of Zone No. 1295) filed on behalf of Ethel C. Graham and Joseph L. and Carol Lee Shockley.

Motion Adopted: 5 Yea.

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

Findings of Fact The Council found that the Change of Zone is appropriate legislative action based on the following findings of fact:

1. The applicant established by substantial evidence that the Change of Zone will enable them to better preserve their property as farmland and to meet the purposes and goals of the present and proposed County Comprehensive Land Use Plan.
2. The findings of fact and recommendations of the Planning and Zoning Commission are incorporated herein.

Public Hearing/ Outdoor Burning A Public Hearing was held on the Proposed Ordinance entitled "AN ORDINANCE TO AMEND CHAPTER 115, ARTICLE III, OF THE CODE OF SUSSEX COUNTY, DELAWARE, TO DELETE PROVISIONS RELATING TO OUTDOOR BURNING IN THE COASTAL ZONE AREA OF SUSSEX COUNTY". Comments were heard from the Sussex County Firemens Association and the Sussex County Fire Chiefs Association. A letter from The Honorable Christophe A. G. Tulou, Secretary, Department of Natural Resources and Environmental Control was read into the record. The Public Hearing was closed.

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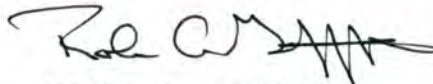
M 226 97 A Motion was made by Mr. Collins, seconded by Mr. Jones, to
Adopt Adopt Ordinance No. 1137 entitled "AN ORDINANCE TO AMEND CHAPTER
Ordinance 115, ARTICLE III, OF THE CODE OF SUSSEX COUNTY, DELAWARE, TO
No. 1137 DELETE PROVISIONS RELATING TO OUTDOOR BURNING IN THE COASTAL
ZONE AREA OF SUSSEX COUNTY".

Motion Adopted: 4 Yea, 1 Abstention.

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

M 227 97 A Motion was made by Mr. Collins, seconded by Mr. Jones, to
Adjourn adjourn at 2:50 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,



Robin A. Griffith
Clerk of the County Council