

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, NOVEMBER 18, 2003

Call to Order The regular meeting of the Sussex County Council was held Tuesday, November 18, 2003, at 6:30 p.m., in the Council Chambers, Sussex County Administrative Office Building, Georgetown, Delaware, with the following present:

Lynn J. Rogers	President
Dale R. Dukes	Vice President
George B. Cole	Member
Vance Phillips	Member
Robert L. Stickels	County Administrator
David Baker	Finance Director
James D. Griffin	County Attorney

M 633 03 A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to approve the
Approve Agenda, as distributed.
Agenda

Motion Adopted: 4 Yea, 1 Absent.

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

M 634 03 A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to approve the
Approve minutes of November 4, 2003, as distributed.
Minutes

Motion Adopted: 4 Yea, 1 Absent.

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

Corre- Mr. Griffin read the following correspondence:
spondence

BOYS AND GIRLS CLUB, GEORGETOWN, DELAWARE
RE: Letter in appreciation of grant.

R. JOHN SHOWALTER, LAUREL, DELAWARE.
RE: Letter complimenting a County employee, Jeff Shockley.

SENATOR GEORGE BUNTING, DOVER, DELAWARE.
RE: Letter sharing a couple of ideas that Sussex Countians have
approached him on: (1) establishing an ongoing group to work with
County government and the State of Delaware Economic Development
Office to implement actions to attract top, high-paying companies to settle
in Sussex County and (2) forming a think-tank group to discuss issues on

**Corre-
spondence
(continued)**

many technological issues that could help the quality of life of Sussex County.

Mr. Stickels stated that he would share Senator Bunting's letter with the Secretary of the Delaware Department of Economic Development.

Mr. Dukes reported that he received another letter from Senator Bunting thanking him for attending the recent Sussex County Today & Tomorrow Conference. In the letter, Senator Bunting states that "It is important that we come together annually to look at the big picture and get a sense of what direction our citizens want to go. This brief opportunity to get a view of the future and how we plan for it is essential for the well being of all the citizens of Sussex County." Mr. Dukes stated that this was done in 1997 when the Comprehensive Land Use Plan was adopted and again in 2002 when the Plan was updated. He noted that the Land Use Plan reflects the Council's goal and vision.

**Easter
Seals
Society
Funding
Request**

Mr. Stickels stated that the Easter Seals Society of Delaware and Maryland's Eastern Shore Inc. has been actively providing a variety of services to individuals with disabilities in Sussex County since the mid 1960's. He noted that they would like the opportunity to speak to Council to present plans for expansion to serve Sussex County into the future. Mr. Stickels introduced Mr. Ford Waggoner, Director of Easter Seals Services in Sussex County. Also present from Easter Seals was Sandy Tuttle, President and CEO, and several Board Members and Advisory Board Members.

Mr. Waggoner stated that Easter Seals is a non-profit community-based health organization dedicated to creating solutions that change the lives of children and adults with disabilities or other special needs so that they can live independently and with dignity.

Mr. David Doane, member of the Board of Directors and Sussex County Advisory Board Member, gave a presentation on Easter Seals' plans for the future and for Sussex County. He reported that Easter Seals has undertaken a long-term strategic plan for the entire region; however, Sussex County has been identified as the priority. He reported that Sussex County has been targeted as their main priority due to the rapid growth and the increased demand for services. Mr. Doane reported that ten acres of land has been purchased on Route 13 in Georgetown and an application has been submitted to the Town of Georgetown to have the property subdivided. Easter Seals is proposing a 25,000 square foot center to be completed by 2005. In this center, all of the facilities will be united under one roof to improve the coordination of services. The center will accommodate early childhood educational programs, an outpatient rehab center, a technology resource center, adult day programs for adults with acquired disabilities and developmental disabilities, and job training and employment programs for persons with developmental disabilities.

**Easter
Seals
Funding
Request
(continued)**

Mr. Riley, Chairman of the Board, reported that Easter Seals has launched a Capital Campaign with a goal to raise \$15 million. To date, \$3 million has been committed. In addition, the Longwood Foundation has made a \$2 million commitment with \$1 million of that amount being contingent on Easter Seals being successful in raising \$5 million. Mr. Riley asked the Sussex County Council to donate \$500,000 over a period of two years, \$250,000 in FY 2005 and \$250,000 in FY 2006.

It was the consensus of Council that this request will be considered during the budget process.

**2003
Building
Code
Review**

Mr. Stickels introduced Mr. William Massey, Code Enforcement Officer for the City of Lewes and Chairman of the Building Code Review Committee. Mr. Stickels stated that Mr. Massey would present information for Council's consideration as they work towards the adoption of a new Building Code. He noted that the Committee is recommending that the County adopt the 2003 Code. Mr. Massey stated that the Committee will help the Sussex County Council to understand the adoption process and the changes that will take place with the 2003 IBC and IRC Code. He stated that the County still has the 1992 CABO Code in effect and that a new Code needs to be adopted.

Mr. Massey noted that there are issues that need to be addressed and that the key issues relate to safety. One of the concerns is delineating the boundaries for the area in the County where buildings would have to be built to Hurricane standards. Mr. Massey reported that when the 2000 Code came out, it changed the wind zone. The wind zone for the majority of Sussex County has been elevated to 100 – 110, a large increase from what it used to be.

Mr. Massey stated that the Committee has worked with Mr. Stickels and Mr. Dukes to try and establish a delineation line. Maps have been developed to show different delineation lines and they were shown to Council for their consideration.

Mr. Massey stated that other areas of concern were stairs and protected openings.

Mr. Stickels suggested that a series of workshops be scheduled in January, one for the County Council and two for the contractors (one on a weekday and one on the weekend). He also suggested that a Public Hearing be scheduled in March and, if adopted, implementation would take place in July.

Mr. Dukes commented that he would like to see a larger map so that it would be clear what towns would be encompassed; to see where the lines actually are; and to see the proposed lines. Mr. Massey responded that he would have the map drawn up.

**Public
Hearing/
Application
for
Industrial
Revenue
Bond/
Cadbury
at Lewes,
Inc.**

A Public Hearing was held to consider the Industrial Revenue Bond application of Cadbury at Lewes, Inc., a Delaware Corporation, for the issuance by the County of revenue bonds in a principal amount not to exceed \$45,000,000. The proceeds of the bonds would be used to pay a portion of the costs for certain capital expenditures for a continuing care retirement community, consisting of the purchase of land and the construction of approximately 84 independent living apartments, approximately 48 independent living cottages, a community center, a health center with approximately 40 skilled nursing beds, approximately 40 assisted living apartments and a wellness center. The proposed project is to be located on Gills Neck Road near Lewes, Delaware on a 35-acre site.

Mr. Baker introduced Victor Arney, President and CEO of Cadbury Senior Services, and Edward J. Kelly, Senior Partner of New Life Management and Development, Inc. Mr. Arney stated that he feels that the proposed project responds to a critical unmet need in Sussex County. He noted that the senior population continues to grow in Sussex County, especially in the coastal area. He also noted that they have already received one hundred \$1,000 early deposits from seniors expressing interest in the project, which represents approximately 70 percent of the units. The average applicant age is 78.

Mr. Baker reported that the County's Bond Counsel has reviewed the application and has stated that the Project is eligible for Industrial Revenue Bond Financing.

Mr. Kelly confirmed that zoning is not yet in place for the project and that an application for rezoning has been filed with the Sussex County Planning and Zoning Department.

Mr. Baker reported that the Bonds will be special limited obligations of the County and the County will not pledge its general credit or taxing power to the payment thereof. The Bonds would be payable solely and exclusively from project sources and revenues. Mr. Baker noted that the Bonds would not pose any liability to the County.

Mr. Baker reviewed a Proposed Resolution for Council's consideration entitled "A PROJECT RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$45,000,000 OF ECONOMIC DEVELOPMENT REVENUE BONDS (CADBURY AT LEWES PROJECT)".

Mr. Cole expressed concern over authorizing the issuance of the bonds prior to the applicant receiving approval for the rezoning.

It was Mr. Griffin's opinion that authorizing the issuance of the bonds would not limit the County Council's ability to make a land use decision.

Public comments were heard.

**Public
Hearing
(continued)**

Mr. Mike Tyler stated that the proposed project abuts a Farmland Preservation Area; that other development is planned for Gills Neck Road; that he shares Mr. Cole's concerns; that the proposed project is located with the Environmentally Sensitive District; that he has concerns about sewer and water service.

Mr. Joe Baker stated that a need exists for the proposed project; that it will improve the quality of live in Sussex County; that there is no better use for the property than what is proposed; and that he supports the proposed project.

The Public Hearing was closed.

Mr. Baker reported that the Industrial Revenue Bond Committee recommended approval of the Proposed Resolution authorizing the issuance of the bonds.

**M 635 03
Adopt
Resolution
No.
R 027 03**

A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to Adopt Resolution No. R 027 03 entitled "A PROJECT RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$45,000,000 OF ECONOMIC DEVELOPMENT REVENUE BONDS (CADBURY AT LEWES PROJECT)".

Motion Adopted: 4 Yea, 1 Absent.

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

**Sussex
County
Land
Trust
Request/
Farmland
Preservation**

Mr. Stickels reported that the Sussex County Land Trust is once again asking for the County Council's participation in the Department of Agriculture's Matching Funds Program for the purchase of development rights. On February 25, 2003 the County Council endorsed a list of farms recommended by the Land Trust to be funded for permanent preservation under the Agricultural Lands Preservation Program.

Ms. Wendy Baker, President and Chief Executive Officer, reported that currently there are 34 farms that have applied for permanent preservation, encompassing approximately 5,600 acres with easements valued in excess of \$20,000,000. Ms. Baker stated that obviously they cannot hope to preserve all of these farms, but with the County Council's help, some of them could be preserved through the Matching Program.

Ms. Baker asked Council to consider utilizing another \$300,000 of the \$1,000,000 in remaining pledges.

Ms. Baker told Council that the Sussex County Land Trust is continuing their private fundraising efforts and will once again be sending out letters soliciting funds from the citizens of Sussex County.

**M 636 03
Defer
Action on
Funding
Request/
Land
Trust**

A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to defer action on the funding request made by the Sussex County Land Trust.

Motion Adopted: 4 Yea, 1 Absent.

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

**Sheriff's
Request
to
Appoint
Deputy
County
Attorney**

Mr. Stickels reported to Council that Sheriff Robert Reed has submitted a request to hire another Assistant County Attorney to handle legal matters for the Sheriff's Department. Sheriff Reed wants to obtain the services of Stephen J. Neuberger, P.A. at a rate of \$100.00 per hour.

Mr. Stickels stated that he requested Mr. Neuberger's resume and received a Written Proposal To Render Legal Services. It states that Mr. Neuberger is a 2000 graduate of the University of Delaware with a degree in History and a 2003 graduate of the Temple University Beasley School of Law. It further states that he successfully completed the 2003 Delaware Bar Examination and he will be admitted to the Delaware Bar on December 15, 2003.

Mr. Stickels reported that Steven J. Neuberger is with the firm of Thomas S. Neuberger of Wilmington, Delaware. The Written Proposal states that the firm has the use of offices located in Sussex County at 202 Dupont Highway, Millsboro, Delaware and that at the Sheriff's request, a toll free or call forwarding number will be secured so that the firm can be called free of charge from Sussex County.

Sheriff Reed stated that there are several reasons why he has decided that obtaining the services of a new attorney is necessary:

- Due to the extreme amount of time several cases have been with Mr. Richard Berl without a response on what action should be taken.**
- On several occasions, Mr. Berl has not been able to represent the Sheriff's Office stating "a conflict of interest".**
- The Sheriff Department's budget for legal services is limited and changing attorneys would result in an opportunity to save money. Mr. Berl charges \$175.00 an hour and Mr. Neuberger has quoted his fee as \$100.00 an hour.**
- The cost for legal matters that are anticipated to be needed this fiscal year will exceed the amount budgeted.**

Sheriff Reed was advised that when Mr. Berl is unavailable or has a conflict with an issue, that he could contact Jim Griffin's office for legal counsel.

Councilmembers stated that they were not convinced that the savings would be worthwhile since Mr. Neuberger would have to travel between New Castle and Sussex Counties.

(continued) Councilmembers also stated that they felt Mr. Neuberger should be in attendance for Sheriff Reed's recommendation.

M 637 03 A Motion was made by Mr. Dukes, seconded by Mr. Phillips, to approve the
Approve request of Sheriff Reed to hire another Assistant County Attorney to handle
Sheriff's legal matters regarding the Sheriff's Department.
Request
to Hire

Assistant
County
Attorney
(Denied)

Motion Denied: 3 Nay, 1 Abstention, 1 Absent.

Vote by Roll Call: Mr. Phillips, Nay; Mr. Cole, Abstained;
Mr. Dukes, Nay; Mr. Jones, Absent;
Mr. Rogers, Nay

Cedar
Neck
South/
Agreements

Mr. Stickels presented a request to execute a Construction Administration and Construction Inspection Agreements for wastewater facilities constructed in Cedar Neck South, located in the Cedar Neck Expansion of the Bethany Beach Sanitary Sewer District, for 109 multi-family units and a CHEER Center. The Agreements would be between Sussex County Council and PMS Properties, LLC.

Mr. Cole stated that he thought this project was for senior housing apartments and a CHEER Center.

M 638 03
Defer
Action
on Cedar
Neck

South/
Agreements

A Motion was made by Mr. Cole, seconded by Mr. Dukes, to defer action on the execution of Agreements for Cedar Neck South.

Motion Adopted: 4 Yea, 1 Absent.

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

Mr. Lank will be asked to review the application to determine if the application was for multi-family units or senior housing.

M 639 03
Adopt
Tributes

A Motion was made by Mr. Cole, seconded by Mr. Dukes, to Adopt Tributes congratulating Phillip Mowbray, Richard Passwaters, and Doug Jones of the Town of Bridgeville, recipients of the Clean Water Partnership Award.

Motion Adopted: 4 Yea, 1 Absent.

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

M 640 03
Adopt
Tribute

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to Adopt the Tribute commending Adam Reed for achieving the rank of Eagle Scout.

M 640 03
(continued)

Motion Adopted: 4 Yea, 1 Absent.

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

**Adminis-
trator's
Report**

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

1. Delaware Department of Transportation (DelDOT) Public Workshops

DelDOT will be conducting four Public Workshops. The first will take place on Wednesday November 19, 2003, from 4:00 to 7:00 p.m. at the Rehoboth Convention Center, 229 Rehoboth Avenue, Rehoboth Beach, Delaware. This workshop will look at ways to improve traffic flow into and out of Rehoboth Beach, as well as connections that serve those living in surrounding communities. Comments and suggestions can have a great impact at this early stage when DelDOT is just beginning the project development process.

The second workshop will be held on Thursday, November 20, 2003, from 4:00 to 7:00 p.m. at the Milton Elementary School, 512 Federal Street, Milton, Delaware. The purpose of the workshop is to present information and to solicit public comments regarding Bridge 3-918 over Reynolds Pond in Milton.

The third workshop will be held on Tuesday, December 2, 2003, from 4:00 to 7:00 p.m. at the Bethany Beach Town Hall, 214 Garfield Parkway, Bethany Beach, Delaware. The purpose of the workshop will be to review bicycle and pedestrian data collected in August of 2003 and show possible bicycle and pedestrian treatments that can be implemented throughout Bethany Beach. The study team will also be soliciting public input on how and where these treatments would work.

The fourth workshop will be held on Tuesday, December 9, 2003, from 4:00 to 7:00 p.m. at DelDOT's South District Office, North DuPont Highway, Georgetown, Delaware. The purpose of the workshop is to discuss proposed alternatives for intersection improvements at US 9 and Road 319 in Georgetown.

The purpose of the project will be to correct numerous operational problems at the intersection, including existing intersection offsets, intersection angles, and intersection capacity, also known as Level of Service. Alternatives for the signal and turning lanes and realignment of the intersection will also be presented.

**Adminis-
trator's
Report
(continued)**

2. Gumboro Tower Project

On Monday, November 17, 2003, bids were opened at 10:00 a.m. for Sussex County Project EOC 03-01, Tower Foundation Installation, Gumboro Tower Site. Two bids were received.

Hopkins Construction, Inc. \$78,200
Bridgeville, DE

Greensburg Environmental Contracting Systems, Inc. \$68,246
Greensburg, PA

The bid proposals were forwarded to the Sussex County Attorney for review and legal approval. A recommendation will be made to the County Council on December 2, 2003.

3. 21st Annual Caroling on The Circle

The Sussex County Council will be sponsoring the 21st Annual Caroling on The Circle Food Drive on Monday, December 8, 2003, starting at 6:30 p.m. Caroling on The Circle is the County's largest annual food drive to help provide support for the food pantries throughout the County. Contributions can be left at the County Administrative Office Building during normal working hours. Anyone needing assistance in transporting food should call 855-7840.

Please note the date is Monday, December 8.

4. Holiday Schedule

Sussex County offices will be closed Thursday, November 27, and Friday, November 28, 2003, to allow employees to observe the Thanksgiving Day holiday. Offices will reopen at 8:30 a.m. on Monday, December 1.

There will not be a Council meeting on Tuesday, November 25, 2003. The next regularly scheduled Council meeting will be Tuesday, December 2, at 10:00 a.m. in the Council Chambers.

**Oak
Orchard
Sanitary
Sewer
District/
Contract
B/
Bid
Results**

Mr. Izzo, County Engineer, reported on the bid results for Sussex County Project No. 99-12C, Oak Orchard Sanitary Sewer District, Riverdale Collection & Conveyance, as follows:

<u>Bidder</u>	<u>With Wage Rates</u>	<u>Without Wage Rates</u>
Bearing Construction Sudlersville, Maryland	\$3,719,726.80	\$3,626,911.16

Oak Orchard Sanitary Sewer District/ Contract B/ Bid Results (continued)	Teal Construction Dover, Delaware	\$3,968,968.00	\$3,916,812.00
	<u>Engineers Estimate</u>	<u>\$3,282,133.05</u>	<u>\$3,187,297.86</u>
	<u>Over-Budget</u>	<u>\$ 437,593.75</u>	<u>\$ 439,613.30</u>

Mr. Izzo recommended that the bids be rejected since only two contractors bid on the project and all of the bids were over-budget. Mr. Izzo recommended that the project be re-bid in early 2004.

M 641 03 Reject Bids/ Oak Orchard SSD/ Contract B

A Motion was made by Mr. Dukes, seconded by Mr. Cole, based upon the recommendation of the Sussex County Engineering Department, that all bids submitted for Sussex County Project No. 99-12C, Oak Orchard Sanitary Sewer District, Riverdale Collection and Conveyance, be rejected, and the project be Value Engineered and re-bid in a timely manner.

Motion Adopted: 4 Yea, 1 Absent.

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

Ellendale SSD Contract 89-16-B

Mr. Izzo, County Engineer, discussed Change Order No. 1 to the Ellendale Sanitary Sewer District, Contract 89-16-B. Mr. Izzo reported that there have been no previous change orders and this is the final and balancing change order in the credit amount of \$13,595.55.

M 642 03 Approve Change Order No. 1/ Ellendale SSD Contract 89-16-B

A Motion was made by Mr. Phillips, seconded by Dukes, based upon the recommendation of the Engineering Consultants, Whitman, Requardt and Associates, LLP, for Sussex County Project No. 89-16-B, Ellendale Sanitary Sewer District, with Teal Construction that Change Order No. 1, Balancing Change Order, be approved to provide a time extension of 78 days and a credit in the amount of \$13,595.55 which results in a final contract total of \$1,151,824.45.

Motion Adopted: 4 Yea, 1 Absent.

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

M 643 03 Councilmanic Grant

A Motion was made by Mr. Phillips, seconded by Mr. Dukes, to give \$500.00 (\$100.00 from each Councilmanic Grant Account) to the Mason-Dixon Woodworkers for supplies to make toys for children at Christmas.

Motion Adopted: 4 Yea, 1 Absent.

**M 643 03
(continued)**

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

**Proposed
Ordinance**

Mr. Rogers introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A SHOWROOM, SHOP, AND WAREHOUSING FOR A MILLWORK BUSINESS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 5.9 ACRES, MORE OR LESS" (Conditional Use No. 1542) filed on behalf of Reedwood Development, L.L.C. The Proposed Ordinance will be advertised for Public Hearing.

**Proposed
Ordinance**

Mr. Phillips introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A PROPANE SERVICE AND REFILLING CENTER WITH AN OFFICE AND SHOWROOM TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 3.0 ACRES, MORE OR LESS" (CONDITIONAL USE NO. 1543) filed on behalf of Heritage Operating, L.P. The Proposed Ordinance will be advertised for Public Hearing.

**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 DOCTORS OFFICES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 7.34 ACRES, MORE OR LESS" (Conditional Use No. 1544) filed on behalf of Charles D. Murphy. The Proposed Ordinance will be advertised for Public Hearing.

**Proposed
Ordinance**

Mr. Rogers introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A LANDSCAPING BUSINESS OFFICE, GREENHOUSES, AND MATERIAL AND SUPPLY STORAGE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 5.61 ACRES, MORE OR LESS" (Conditional Use No. 1545) filed on behalf of Christopher Valenti. The Proposed Ordinance will be advertised for Public Hearing.

**Proposed
Ordinance**

Mr. Phillips introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN ANTIQUE SHOP/ART GALLERY TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 39,281 SQUARE FEET, MORE OR LEES"

(continued) (Conditional Use No. 1546) filed on behalf of Julie and Joseph Schroeck. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Phillips introduced the Proposed Ordinance entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR BUILDING EXPANSION FOR EQUIPMENT STORAGE AND WAREHOUSE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN GUMBORO HUNDRED, SUSSEX COUNTY, CONTAINING 8.92 ACRES, MORE OR LESS" (Conditional Use No. 1547) filed on behalf of Verizon/Diamond State Telephone Co. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Phillips introduced the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A B-1 NEIGHBORHOOD BUSINESS DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 2.9 ACRES, MORE OR LESS" (Change of Zone No. 1540) filed on behalf of Louis J. Travalini, Sr. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Rogers introduced the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A MR MEDIUM DENSITY RESIDENTIAL DISTRICT TO A B-1 NEIGHBORHOOD BUSINESS DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 12,500 SQUARE FEET, MORE OR LESS" (Change of Zone No. 1541) filed on behalf of Christina Melchiorre. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Phillips introduced the 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 LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 29,348 SQUARE FEET, MORE OR LESS" (Change of Zone No. 1542) filed on behalf of Lane Builder, LLC. The Proposed Ordinance will be advertised for Public Hearing.

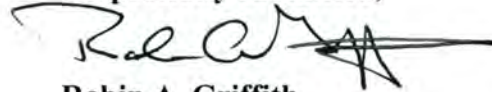
Proposed Ordinance Mr. Rogers introduced the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A MR-RPC MEDIUM DENSITY RESIDENTIAL DISTRICT/ RESIDENTIAL PLANNED COMMUNITY FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BROADKILL HUNDRED, SUSSEX COUNTY, CONTAINING 89.41 ACRES, MORE OR LESS"

(continued) (Change of Zone No. 1543) filed on behalf of Vincent Properties, L.L.C. The Proposed Ordinance will be advertised for Public Hearing.

Proposed Ordinance Mr. Rogers introduced the Proposed Ordinance entitled "AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A GR GENERAL RESIDENTIAL DISTRICT TO A C-1 GENERAL COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 12,591 SQUARE FEET, MORE OR LESS" (Change of Zone No. 1544) filed on behalf of Sara Tammany and Carole Levitsky. The Proposed Ordinance will be advertised for Public Hearing.

M 644 03 Adjourn A Motion was made by Mr. Dukes seconded by Mr. Phillips, to adjourn at 9:05 p.m. Motion Adopted by Voice Vote.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Griffith', followed by a horizontal line and a star-like flourish.

Robin A. Griffith
Clerk of the Council