

ORDINANCE NO. 2698

AN ORDINANCE TO RESTATE AND CLARIFY THE CODE OF SUSSEX COUNTY, CHAPTER 110, ARTICLE XIII, SECTION 110-88, SUBSECTION D RELATING TO THE ESTABLISHMENT OF ANNUAL SERVICE CHARGES; DETERMINATION OF AMOUNT OF CHARGE

WHEREAS, On, July 23, 2019, “AN ORDINANCE TO AMEND THE CODE OF SUSSEX COUNTY, CHAPTER 110, ARTICLE XIII, SECTION 110-88, SUBSECTIONS D AND H THEREOF, RELATING TO THE ESTABLISHMENT OF ANNUAL SERVICE CHARGES; DETERMINATION OF AMOUNT OF CHARGE” was introduced by County Council; and

WHEREAS, although correctly introduced and adopted, the version actually introduced and adopted by County Council as Ordinance # 2677 on August 20, 2019 was not the same version linked to the County’s website; and

WHEREAS, the only difference between the two versions is found in the table within Section 110-88D regarding hospitals which should have correctly stated “1.0 EDU per overnight bed capacity and treatment room”; and

WHEREAS, the foregoing phrase was not included in the version of Ordinance #2677 depicted on the County website; and

WHEREAS, it is the desire of the County Engineering Department and legal staff to address this miscommunication through the public hearing process so that it is restated that the ordinance introduced and ultimately adopted included “1.0 EDU per overnight bed capacity and treatment room” for hospitals; and

WHEREAS, this restatement, like the amendments set forth in Ordinance # 2677 remain at the recommendation of the Sussex County Engineer, after evaluating the need to update these provisions of Section 110-88 of the Code of Sussex based upon the current application of that section of the Sussex County Code.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. The Code of Sussex County, Chapter 110, Article XIII, Section 110-88, Subsection D, “Establishment of Annual Service Charges; Determination of

Amount of Charge”, is hereby amended by adding “capacity and treatment room” to the Table regarding “Hospitals” as follows:

§110-88 Establishment of Annual Service Charges; Determination of Amount of Charge.

...

D. One equivalent dwelling unit (EDU) shall be equal to 250 GPD in discharge and determined as enumerated below:

Type of Establishment	Number of EDUs
Dwelling detached or attached or apartment with one kitchen and one or more baths and two or more bedrooms separate from kitchen	1.0
Any manufactured home (with a Motor Vehicle title) with one kitchen and one or more baths	1.0
Apartment, condo or rental vacation cottage having either a single combined living space with an integrated kitchen or a maximum of one bedroom and having one bath	0.75
Motel or hotel room without kitchen and with bath	1/3 per room
Retail store(s) building(s) 0.83 GPD/SF	1.0/3,000 square feet
	1.0 minimum per building
Laundromat, 250 GPD/washer	6.0 minimum
Office units, 0.25 GPD/square foot	1.0/1,000 square feet
Car wash	
Self-service	1.0 per stall
Self-service and recycling water	0.2 per stall
Semi-automatic (mechanical without conveyor)	5.0 per stall
Semi-automatic (mechanical without conveyor) conserving and recycling water	1.2 per stall
Automatic with conveyor	33.0 per lane
Automatic with conveyor conserving and recycling water	13.6 per lane
Emergency Centers & Special Treatment Centers	1.0 EDU per treatment room or treatment bay

Hospitals	1.0 EDU per overnight bed <i>capacity and treatment room</i>
Nursing Homes, Assisted Living, Rehabilitation, & Detox Facilities and Halfway Houses	0.33 EDU per bed

Section 2. Because this Ordinance merely clarifies and restates the contents of Ordinance #2677 adopted on August 20, 2019, its effective date shall relate back to the August 20, 2019 adoption date of Ordinance #2677.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF ORDINANCE NO. 2698 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 7TH DAY OF JANUARY 2020.

ROBIN A. GRIFFITH
CLERK OF THE COUNCIL