Jesse Lindenberg

From:

E Lee <eulmlee@gmail.com>

Sent:

Monday, June 27, 2022 1:53 PM

To:

Michael H. Vincent; Cynthia Green; Mark Schaeffer; Doug Hudson; John Rieley

Cc:

Planning and Zoning; Todd F. Lawson

Subject:

Workforce Housing Ord. - Petition to support with amendments/Comments

Attachments:

Petition-WorkforceRentalOrd- to P and Z.pdf

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Good morning,

Attached is a petition to support the ordinance with amendments (conditions) signed by 59 residents. One of them agreed with most of them but not with number 7.

Some details of the points in the petition will be presented at the public hearing.

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Please enter this in the public record. Thank you very much.

JUN 27 2022

Eul Lee (Lewes)

Received after
PZC Public Hearing
before
CC Public Hearing

SUSSEX COUNTY PLANNING & ZONING

SUPPORT EXHIBIT

A STATE OF THE STA

6/27/2022

We, the undersigned, would like to add our support for the Workforce Housing endeavor, contingent upon the following conditions:

- 1. We agree that the process to approve Workforce Housing should be expedited. However, we disagree that the developer should be awarded approval "by right," regardless of the number of units proposed. The Public should be notified and have the right to a hearing. Cutting off this opportunity for open communication will only further erode trust in County governance and start an unwanted and costly firestorm.
- 2. The health, safety, and welfare of everyone are of utmost importance. The DART bus stop must be .5 mile from the entrance, and sidewalks and bicycle lanes to the bus stop must be available before the permits or the C.O. is issued. The preliminary approval should not be based on a promise by DelDOT.
- 3. Higher density 12 units/acre means higher condensed levels of air pollution, light pollution, and noise pollution. For this reason, we agree with the original proposal of a 100-foot setback and 50% open space. Also, the setback should have a 50-ft strip of the forested and/or landscaped buffer.
- 4. Regarding the building height limit, delete the words "whichever is greater." The building can be four stories yet should not exceed 52 feet, which allows a cap of 10 additional feet in the AR-1 zone.
- 5. Environmentally vulnerable areas, including but not limited to wetlands and floodplains, are to be excluded.
- 6. This residential subdivision should be subject to the new Drainage and Resource Buffer Ordinance.
- 7. The existing rental housing, including but not limited to mobile home parks or apartments, must not be displaced to build new workforce housing buildings.

RECEIVED

Page 1 of 8

JUN 27 2022

SUSSEX COUNTY PLANNING & ZONING

Eul Lee	eulmlee@gmail.com
6/25/2022	Lewes, DE
Jane Gruenebaum	janegruenebaum@mac.com
6/25/2022	Rehoboth Delaware 19971
Leslie Calman	lesliecalman@gmail.com
6/25/2022	Rehoboth Beach
Jens Wegscheider	jensjurgen@gmail.com
6/25/2022	Lewes DE
Susan Anderheggen	susanderheggen@gmail.com
6/25/2022	Lewes, DE 19958
David Breen	nextlevel.db@gmail.com
6/25/2022	Lewes, DE 19958
Susan Petze-Rosenblum	spetzerosenblum@msn.com
6/25/2022	Lewes, DE
Pamela Lackman	pamlackman@gmail.com
6/25/2022	Lewes DE
Regina Willoughby	maybedog@aol.com
6/25/2022	Millsboro, DE 19966
Jannette lawrence	jannettelawrence@verizon.net
6/25/2022	Millsboro
We need to build responsible.	I am in agreement with the contingency
Edward Crawford	ecraw917@yahoo.com
6/25/2022	Lewes, DE 19958

Geraldine Mirando glmirand@pacbell.net
6/25/2022 Lewes

Michael Sweeney michaels99@aol.com
6/25/2022 Lewes, DE 19958

The best, least discriminatory way to increase housing affordability to those unable to afford what is being built is to integrate affordable properties in all developments of more than 1 or 2 houses or dwellings. There are ways to do this that should not adversely affect other houses in these developments. With proper architectural designs, smaller houses or condominium style dwellings can pleasantly blend in with larger homes. This requires careful zoning based on land values. Another way to encourage use of new or existing dwellings is to provide reduced property taxes for owners renting these units to qualifying individuals or families. Such an incentive could increase the number of such investment properties and add affordable housing in Sussex County.

Martin Lampner Martin@lampner.net
6/25/2022 Ocean View, DE 19970

In addition to the requirements for bus stop provision and multi-use paths there must be shoulders that provide access to shopping. Many such households may have a single vehicle and two earners and children who may need to rely on walking or biking to work. Children may need to go to a library or other service when neither parent is able to drive them and therefore again have access to a protected corridor not just at the site but that leads to needed services.

jbarksdale2@gmail.com LaDean Barksdale Lewes, DE 6/25/2022 Judyk15@verizon.net Judy Kane Lewes 6/25/2022 I support this as we need as many workers in this area; now they are priced out of housing tkordal.mtdd@gmail.com Terri Kordal 6/25/2022 Lewes, DE Diane Boc d.l.boc@comcast.net Rehoboth Beach 6/25/2022

Shelly Cohen

PhillieGyrl1968@gmail.com

6/25/2022

Milton DE

Workforce housing is clearly needed to attract younger people who want employment in Sussex County. It is difficult to obtain an apartment or first time buyer purchase when renumeration for teachers, nurses, medical service providers, police & fire workers.

Diane Greenberg Kane

dianejkane@gmail.com

6/25/2022

Rehoboth

Richard Byrne 6/25/2022

rawbyrne@gmail.com

Rehoboth Beach

Diane Liebeskind

dayenu1952@gmail.com

6/25/2022

Millsboro, DE. 19966

Agree

Susan Cooper

scsal300@gmail.com

6/25/2022

Lewes, DE 19958

We need affordable housing!

Kathy Hughes

Kathhughes925@gmail.com

6/25/2022

Lewes

Judy Spahr

judithannspahr@gmail.com

6/25/2022

Lewes DE

Michelle Wesley-Ford

meiwford@gmail.com

6/25/2022

Millsboro, DE

Michael Weiss

mikejweiss2@gmail.com

6/25/2022

Lewes, DE 19958

Leslie Ledogar

leslie.ledogar@gmail.com

6/25/2022

Lewes 19958

Patricia Newcomb 6/25/2022	pan230oh@gmail.com Rehoboth Beach, DE 19971
Susan Nogan	snoganfirst@gmail.com
6/25/2022	Lewes
Valerie Wood	valerie.a.ziegler@gmail.com
6/25/2022	Millsboro DE 19966
Zita Dresner	zzd100@aol.vom
6/25/2022	Lewes
I totally agree with all of the point	t discussed in the petition.
John Sykes	Johndsykes@gmail.com
6/25/2022	Lewes, 199581

As an aging retiree, I very much need the help of a local workforce that provide the services upon which I am increasingly reliant. And, these folks deserve quality housing from rentals as well as their own homes. To ensure that these are available and not at the cost to the environment or the natural beauty that attracted our relocation in the first place, the development must have public reviews before approval. Lets keep Sussex County a paradise for all who live and work here and not turn it into a Delaware version of Ocean City.

Boe Daley	bojangles21@comcast.net
6/25/2022	Selbyville, DE 19975
These suggestions are w	vell thought out. Please pay attention to them when voting!
Vince Daley	hawk24_08033@yahoo.com
6/25/2022	Selbyville, DE
Mary Boggi	miboggi@yahoo.com
6/25/2022	Lewes
Diorio	tjdiorio@comcast.net
6/25/2022	Milton, De. 19968
2014 of the state	I I AND THAT

All members of Council having a vested interest (employment /income, etc) in ANYTHING related to Development should recuse themselves from presiding over such matters.

6/26/2022	Lewes
Jean Whiddon	jeanwhiddon1@gmail.com
U/	Rehoboth Beach, DE 19971
Cynthia Myers 6/26/2022	c.myers225@gmail.com
0 11: 14	
6/26/2022	Wilmington DE 19808
Kim Welsh	welshkt@yahoo.com
I support the petition.	
6/26/2022	Rehoboth beach
Jerry LaRosa	gerry924@aol.com
6/25/2022	Lewes
Christopher Lordon	Clordon@yahoo.com
6/25/2022	Lewes
Maureen Lordon	Lilmo11702@yahoo.com
Confidence (Confidence)	
6/25/2022	Lewes DE 19958
Liv Ault	livfilps@yanoo.com
6/25/2022	Lewes
Sandy Spence	sandyspence325@gmail.com
I support and agree with this	
6/25/2022	Millsboro Delaware 19966
Barbara Henon	bcarrigan1144@gmail.com
6/25/2022	Lewes, DE 19958
Christine Eggert	chrismeggert@gmail.com
6/25/2022	Lewes
Pam Kline	pam@russkline.com

Gail Gormley

gail.m.gormley@gmail.com

6/26/2022

Rehoboth Beach

The environmental conditions in Sussex County are seriously in jeopardy. Every effort must be made to avoid further deterioration

Jill Hicks

JHicks510@verizon.net

6/26/2022

Lewes, DE 19958

I agree with the points set forth in this petition

Angela Pierce

ang.pierce55@gmail.com

6/26/2022

Selbyville

James LaBella

labella24@verizon.net

6/26/2022

Lewes, DE 19958

Workforce hosting should not be allowed to destroy forest land and well as wetlands etc.

Carol Conroy

c.conroy22@comcast.net

6/26/2022

Lewes DE

Workforce housing is needed, but affordable housing needs a much broader approach

Lewis Podolske

lpodolske@aol.com

6/26/2022

Millsboro, DE

I support the petition

Doris P. Pierce

dapierce0@gmail.com

6/26/2022

Selbyville, DE 19975

Jody Hartzell

jodyhartzell@gmail.com

6/26/2022

Lewes DE

It is absolutely absurd that no public comments can be introduced to the P&Z board or the County Commissioners of where these Workforce Developments should be built. Only they can make these decisions for all Sussex Citizens, with adherence to the Comp Plan or the Buffer Ordinance. The people on these boards are already making bad decisions on development often ignoring the impact of their decisions on the citizens of Sussex County and the environmental aspect's it has on our quality of life. How can this be right? There are many Sussex residents who should have their say in what is being built and where

	ette d water
Richard COffman	rickinsld@gmail.com
6/26/2022	Millsboro
I dont agree with number could use refreshing to pu	7. But I'll roll with it at this point. There are plenty of mobile home parks that it politely.
James Sherard	sherard2@verizon.net
6/26/2022	Lewes
Scott Lackman	sllsr@msn.com
6/27/2022	Lewes

Total

59

√hitehouse

A:

Robert Harris <RJH@gulfstreamde.net>

ınt:

Sunday, June 26, 2022 1:57 PM

fo:

Jamie Whitehouse

Subject:

Work force Housing Ordinance

Attachments:

Kent Apartments Zoning Map & Rendered Site Plan.pdf

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Jamie:

Please enter this into the record for the consideration of the County Council. I will try to get to the hearing, and if I do, I may ask to have the attached exhibits available to view on the video screens in the council chambers. If so I will provide them on a flash drive for that purpose.

Thanks.

Bob Harris Gulfstream Development LLC Ocean View SUPPORT EXHIBIT

Received after
PZC Public Hearing
before
CC Public Hearing

Mr. Whitehouse and the Sussex County Council:

I write in support of the Workforce Housing Ordinance to be considered on June 28.

This ordinance is needed because of prejudice among existing homeowners against rental housing. Prejudice is a loaded term, but I can think of no other world that describes my experience in attempting to build rental housing in Ocean View two years ago.

The 4-acre property in question was clearly appropriate for higher density rental housing. It was adjacent to the Town of Ocean View. It was within walking or biking distance to schools, stores, restaurants, and other services. It was the density called for in the county's comprehensive plan (12 DU/acre). It had the strong support of the State Planning Office and was recommended for approval by the Planning and Zoning commission. It was served by public water and sewer and had a minimum impact on the local roads according to DelDOT.

Nevertheless, this project was killed by the local neighbors who collected over 1,000 letters of objection to the County Council. Many of these letters were from people a good distance from the proposed apartment project. The Council caved into this pressure and reduced the proposed density by 2/3, thus making a rental project unfeasible at this much lower density. Instead we will have 16 new vacation homes on that property instead of the lower cost rental housing that we desperately need in this part of Sussex County.

You will hear many objections to rental projects in the future. Many homeowners don't like them and consider renters to be a lesser class of citizens. But these rental properties would have been the homes to thousands of residents over their lifespans, including young people just starting out in life, newlyweds, police and safety personnel, teachers and health care workers. They want and deserve a chance to live in proximity to places to work and shop.

As you consider the ordinance in question, please keep those renters in mind. And please don't make the conditions on rental housing so onerous that they can not be met without placing these projects in rural areas where large setbacks

and buffers can be provided. The negative conditions just reinforce the idea that centers must be "walled off' from adjoining properties to keep them from upsetting the neighbors. Please try to encourage close-in rental projects that may be on smaller properties but which are the most logical for higher density housing. They won't be able to accommodate a 50' or 100' buffer around the perimeter, but they shouldn't have to. Your own Comprehensive Plan was designed to accommodate these types of higher density rental housing.

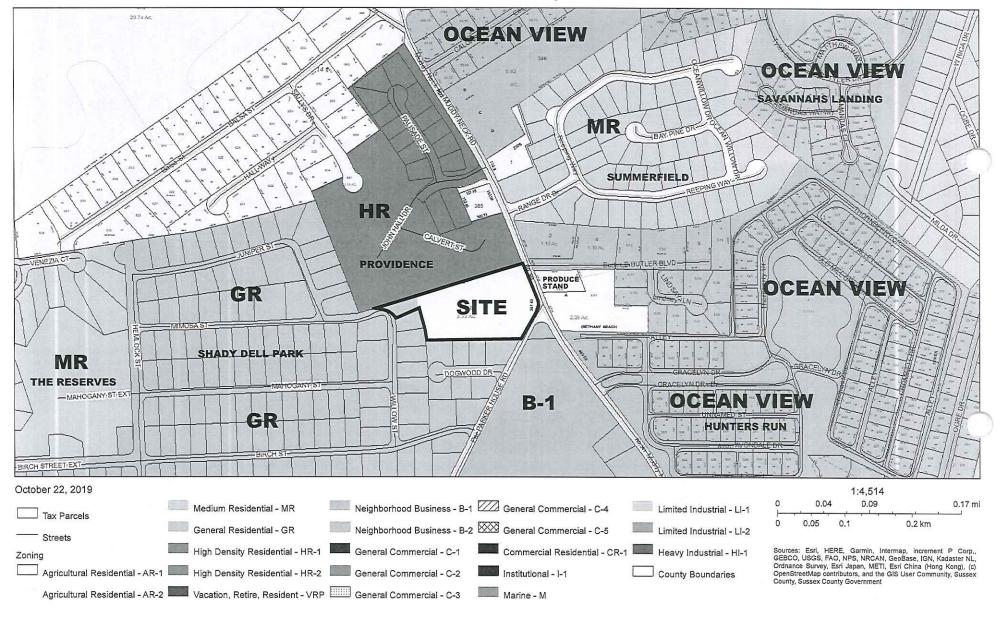
Thank you.

Bob Harris

Robert J. Harris, Manager Gulfstream Development LLC 27 Atlantic Ave. Ocean View, Delaware 19970 302-539-6178 302-841-3767 cell

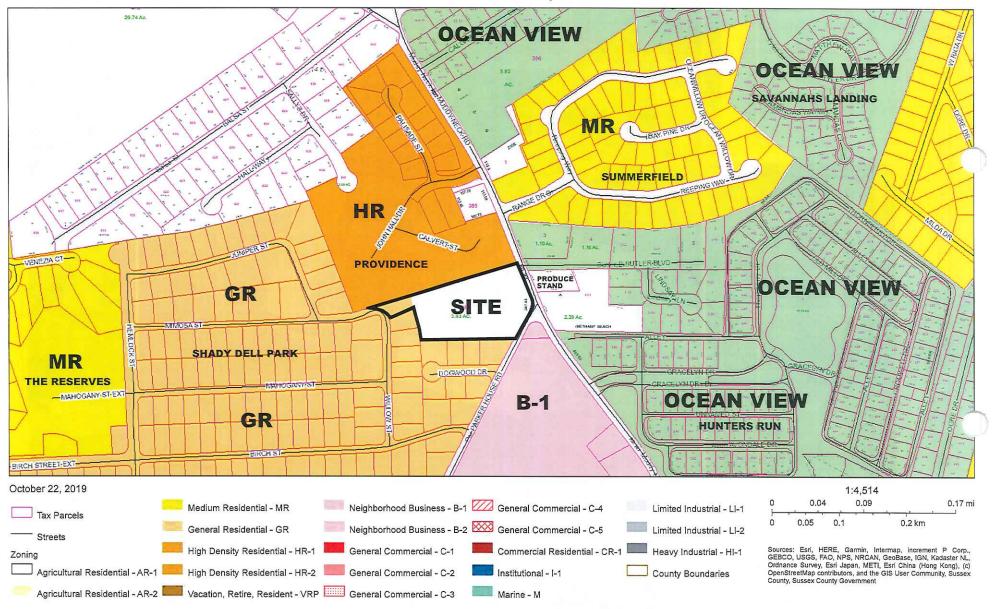
Received after PZC Public Hearing before CC Public Hearing

Sussex County



PRINTS ISSUED FOR PLUS PRESENTATION MUDDY NECK APARTMENTS OCEAN VIEW, DELAWARE N/F MICHAEL T ASHLEY 1-34-18,00-381,00 D B, 3502 PG 99 SITE PLAN RENDERING

Sussex County





PRINTS ISSUED FOR: PLUS PRESENTATION

MUDDY NECK APARTMENTS OCEAN VIEW, DELAWARE

SITE PLAN RENDERING

Jesse Lindenberg

From:

John <jjmccraven@yahoo.com>

Sent:

Friday, June 24, 2022 10:40 AM

To:

Planning and Zoning

Subject:

Affordable housing in Sussex County?

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No! none needed. These areas are for mainly retirees, not for individuals that can't afford to live there period!

Those areas would be more in the city centers of a state. I live in MD now and soon to move to DE and see how crime and everything else explodes when the "do good Liberals" try and make their selves feel good about

themselves by destroying everything else, like the affordable housing issue. But never are these housing developments around them! How about we

والمالية

maybe some next to where you live?

john

Received after
PZC Public Hearing
before
CC Public Hearing
Opposition
Exhibit



Jamie Whitehouse

From:

Morris, Dorothy (OMB) < Dorothy. Morris@delaware.gov>

Sent:

Wednesday, June 22, 2022 2:29 PM

To:

Jamie Whitehouse

Subject:

Meeting regarding Comprehensive plan amendment for Hudson Fields

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Good afternoon Jamie

This is a follow up to our discussion yesterday about the PLUS review of the comprehensive plan amendment for Hudson airfield.

As discussed, the application request was received by the county but many questions remain unanswered about the application. We agree that it would be best to have a public hearing through Planning and Zoning before it is submitted to PLUS for review. This will give the County the opportunity to get all questions answered regarding the changes they wish to make. If, after the public hearing with P&Z it appears this is something the county wants to move forward with, we would be more than happy to review through PLUS prior to the council meetings.

Please let me know if you have any questions.

Thanks



: (302) 672-5136 Email: Dorothy.morris@delaware.gov

stateplanning.delaware.gov 122 Martin Luther King Jr. Blvd. South, Dover, DE 19901



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SUSSEX COUNTY ASSOCIATION OF REALTORS®

302-855-2300 | 23407 PARK AVENUE . GEORGETOWN, DE 19947 | WWW.SCAOR.COM

June 7, 2022

Councilman Michael Vincent Sussex County Council 2The Circle Georgetown, DE 19947 Received after
PZC Public Hearing
before
CC Public Hearing

Dear Councilman Vincent:

We have reviewed the proposed Sussex County Rental Program (SCRP) amendments, and we recognize that your intent is to add additional affordable rental housing for Sussex County residents. This goal is worthy and commendable. We have carefully reviewed the proposed amendments to the SCRP, and it is not clear whether the proposed amendments are likely to be more effective than the existing SCRP at incentivizing the production of affordable housing.

We are concerned that the proposed SCRP amendments include changes that are likely to discourage SCPR development such as increasing the affordable unit requirement from 12.5% to at least 30% of all dwelling units. This is more than double the percentage of units that must be designated as affordable and may discourage developers as it reduces profit margins making projects financially infeasible. We are concerned that some of these changes diminish the effectiveness of those proposed changes that appear likely to encourage more SCRP development such as changing zoning to classify SCRP as a permitted use. Have you performed a formal analysis on whether the proposed SCRP amendments overall are more likely to result in more SCRP development?

Several regulatory provisions in the proposed SCRP amendments will increase the cost of building the SCRP projects. These include incorporating a forested and/or landscaped buffer strip and sidewalk and interconnectivity requirements. These regulatory changes could have the unintended consequence of discouraging development to the extent that the requirements decrease profit margins. The added development costs could result in higher rents for the market-rate SCRP units to the extent that the developer passes along the increased development costs to future tenants.

The proposed primary view requirement is not well defined. Could you clarify what "primary view" from a unit is and what a developer would have to do to satisfy the requirement? The proposed "primary view" requirement could make SCRP development challenging from a design standpoint which could dissuade developers from considering some lots altogether.

The proposed requirement that an SCRP development site be located within a half mile of an existing or proposed DART route should be revised to clarify the standards for measuring the distance from the site to the DART route. Would the distance be measured in a straight line or in terms of driving or walking distance? Additionally, it is unclear as to whether it is measured from the nearest property line of the SCRP site to the nearest point of the DART route right-of-way line or from the nearest primary entrance of an SCRP building to the nearest DART stop or in some other manner.

There is an inconsistency between the requirement that SCRP developments be "located within a Town Center, a Developing Area, or Coastal Area as described within the Land Use Element and as shown on the Future Land Use Plan" and including the Urban Residential (UR) District as a district in which SCRP development is permitted when the UR District is not applicable to those future land use designations. Will you be amending the Future Land Use Plan to make the Town Center, Developing Area, and/or Coastal Area designations consistent with the UR District?

Several of us plan to attend the hearing on June 28th, but we wanted to provide our concerns in writing in advance of the hearing. Sussex County Association of REALTORS® has nearly 1,800 members who are involved in all aspects of real estate. We are committed to promoting and protecting equal housing opportunities. We believe that while your intentions are admirable, the proposed amendments to the SCRP should be carefully reviewed and given consideration where the changes could dissuade developers from participating in the SCRP. We are happy to discuss any of these concerns further.

Sincerely,

George Thomasson

-61B638A50BFB49E...

George Thomasson, President Sussex County Association of REALTORS®

SUPPORT EXHIBIT



RECEIVED

John W. Paradee 302-677-0061 www.bmbde.com john@bmbde.com

MAY 17 2022

SUSSEX COUNTY PLANNING & ZONING

VIA ELECTRONIC MAIL & REGULAR MAIL

May 16, 2022

Mr. Jamie Whitehouse Sussex County Department of Planning 2 The Circle P.O. Box 417 Georgetown, DE 19947 Received after
PZC Public Hearing
before
CC Public Hearing

RE: Affordably Priced Rental Units

Dear Mr. Whitehouse:

I write to follow up on my May 9, 2022 letter regarding the above-referenced matter, reiterating my strong support for the draft Ordinance regarding "Affordably Priced Rental Units" which Sussex County is presently considering for enactment. I would also strongly suggest that new subpart A.(17)(a) which is proposed to be added to Section 115-20 of the Code, regarding "Permitted Uses" (see lines 801-804 of the draft Ordinance), be revised to include "a Commercial Area" as a permissible location for a SCRP development. The Commercial Area is not a low density area, and I believe there would be a great deal of interest and support for workforce housing in Commercial Areas, just the same as for a Town Center, a Developing Area, and/or the Coastal Area. Again, as I stated in my letter of last week, I have a number of clients who would pursue projects for affordably priced housing units if such an Ordinance were to be adopted, particularly so if such housing were permitted in Commercial Areas as well as a Town Center, a Developing Area, and/or the Coastal Area.

Thank you for your time and consideration.

Very truly yours,

arrola

John W. Paradee

JWP/lwr

cc: Mackenzie Peet, Esquire

J. Michael Riemann, P.E. Louis J. Capano, III

Christian Hudson

DELETE EXPLISE

Received after PZC Public Hearing before CC Public Hearing

Chase Phillips

MAY 1 2 2027

SUSSEX COUNTY

PLANNING & ZONING

From:

Kauffman, Jared D (DelDOT) < Jared. Kauffman@delaware.gov>

Sent:

Thursday, May 12, 2022 8:14 AM

To:

Planning and Zoning

Cc:

Sisson, John (DelDOT); Theyerl, Julie (DelDOT); Smith, Catherine C (DelDOT); Cherry-

Wall, Tremica (DelDOT); Williamson, William (DelDOT); Jamie Whitehouse

Subject:

Comments for Sussex Ordinance Ord 22-01: Affordable Housing

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Dear Planning & Zoning Commission,

Thank you for recognizing the transportation needs of lower-income residents in Sussex County and moving forward with an ordinance that encourages the development of housing that can meet their needs. While Ordinance 22-01 recognizes the key relationship between household and distance to a transit route, we believe clarifications are needed to ensure that housing is placed in locations that are built in a way that encourages residents to choose transit.

Starting on line 806, and placed in the proceeding sections, the public transit criteria state that the site, in order to qualify, shall be located within 2,640 feet (a half a mile) of an existing or proposed DART route. Within the transportation industry and literature, it is widely recognized that 1,320 feet (a quarter mile) is considered the maximum walkable range for most people choosing transit, and a half mile for those who realistically have no other option than to take transit. Additionally, clarification is needed on the measurements for the true walking distance of residents. While a site's boundary line may be within range for qualification, it is possible for a site to place housing within the development in such a way as to create significant additional walking distance beyond the agreed limit. We want to ensure that housing isn't placed a significant distance away from the property line and that non-direct pedestrian pathways are discouraged. Concurrent to what is being measured, how the measurement is being calculated also needs to be defined because the current language does not clarify whether distance is being measured by the actual pedestrian pathway or a direct line between the housing unit and bus stop.

Since distance to a bus stop from someone's home, including how direct the pathway is, has a significant impact on encouraging or discouraging someone to take transit, DTC suggests clarifying the distance in relation to the workforce housing units. Specifically, DTC suggests clarifying that the closest workforce housing unit should be no greater than a quarter mile from the bus stop, and the furthest workforce housing unit no greater than a half mile. Additionally, to mitigate the potential for creating a significant additional walking distance due to serpentine paths or pedestrian barriers, DTC suggests clarifying that the measurement follow the actual pedestrian pathway within the site, instead of a direct line to the bus stop.

Finally, because of the significant distances between some existing bus stops, DTC suggests amending the language so that a bus stop itself is the thing to which the housing units are being measured, instead of the bus route. The Route 215 is a good example of how the current language could allow a development to qualify while also being located more than two miles away from the nearest bus stop.

Again, thank you for recognizing this issue and how transit is an important aspect of finding a solution.

Jared Kauffman DART First State Fixed-Route Planner 119 Lower Beech St #100 Wilmington, DE 19805 Jared.kauffman@delaware.gov

Office: 302-576-6062

Jamie Whitehouse

From:

Sent:

Tuesday, May 10, 2022 2:32 PM

To:

Jamie Whitehouse

Cc:

robert.wheatley@sussexcountyde.gov

Subject:

Attachments:

Affordably Priced Rental Units - revised ordinances

Restricted Unit Rents - Sussex County - 50% AMI.xlsx; Restricted Unit Rents - Sussex County - 80% AMI.xlsx County - 80% AMI.xlsx

FILE COPY

RECEIVED

MAY 1 0 2022

PLANNING & ZONING

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Jamie,

Please submit the below comments into the record for the Planning and Zoning Commission hearing held on April 28, 2022 on proposed amendments to the Sussex County Rental Program.

In general, the changes are excellent and the program is far more viable and more likely to be utilized by developers to expand upon the amount of affordable workforce housing in eastern Sussex County.

I have the following comments to the proposed updated SCRP code provisions:

§72-24 A.(1) - I thought this was going to be updated to 25% of 80% of AMI? This still says 50% of AMI? If that doesn't get changed, the program won't work. I couldn't get this ordinance to work when it only mandated 12.5% of the rental units be priced at 25% of 50% of AMI. If I now have to do 30% of the units priced at 25% of 50% of AMI, it doesn't work times 2.5x now. Also, now you are mixing low income housing (30%-60% of AMI) with market rate housing. It will work better if you are mixing workforce housing (80%-120% of AMI) with market rate housing. This is probably an oversight but, if not, this will kill the program and no developer will be able to afford to use it. See the last two attachments. At 80%, the discount to market rents in the 113 corridor area is about 20-25%. At 50% of AMI, the discount is over 50% - this is low income housing at this point, not workforce housing. If this doesn't change, all the County's other efforts on this front are mute - the program is dead on arrival.

§115-20 A.(17)(b) - At this time, this makes it so the program cannot be used south of the Rehoboth Bay (along the Rt 26, Rt 54, Rt 20 and Rt 17). DART has no service in this area at this time. I suggest this section be modified to read that should a project be located south of the Rehoboth/Indian River bays and east of Rt 113, the location qualifies if it is located within 2,640 of a proposed DART route scheduled to be in operation within the next five years. You can't cut out half the coastal area that also needs workforce housing because DART has opted to not provide bus transportation there yet.

§115-20 A.(17)(e) - I would change the last sentence of this clause to read "may include walking and biking trails." We often put our walking trails around a central pond. Mandating the walking trails be in the setback buffer, adjacent to adjoining properties (likely already developed), will anger the neighbors more so than had those trails been internal to the site. I don't think you should say they can't be in those buffers... just may be. Right now, even if I have a great location for my trail system internal to the site, the way it is worded I "shall" (ie. have to) locate it within this setback buffer.

§115-20 A.(17)(g) - I suggest this be reworded to "there shall be connected sidewalks in front of all buildings, with interconnectivity to walking trails and adjacent walkway systems." You don't want a situation like we had at Ashton Oaks where the sidewalk is on the far side of a street or parking aisle where there is no building. It creates impervious area for no reason. No one will use it. Also, the unnecessary expense detracts from the affordability of the remaining 70% of the units.

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Thanks for working on this and good luck with it. So long as that first change I mention above is made, this is a great ordinance and will go a long way to addressing our workforce housing shortage in the eastern part of Sussex County.

Thanks,

Preston

Preston Schell
Ocean Atlantic Companies
18949 Coastal Hwy, Suite 301
Rehoboth Beach, DE 19971
ph: 302-227-6115
preston@oacompanies.com

Proposed Workforce Housing Units - Monthly Rent Calc

Inputs/Choosers:

Percent of Units restricted 30.0% % of Gross Household Inc. Used toward Housing Cost 25.0% % of Area Median Income (AMI) Used 50.0%

Unit Size	Efficiency	1 BR	1 BR + Den	2 BR	2 BR + Den	3 BR
HH Size	的数 性 有效。	9341: 1.5 9437	86 90 2 86 8	(Fig.) (3	3.5 (#)	4.5+
Fixed Rental Rate = 25% of Gross Household Income of 50% AMI Adjusted		\$585	\$630	\$705	\$745	\$815
for Household Size & # of Bedrooms				50		=

Market Rents	\$1,195	\$1,450	\$1,695
Discount to Market Rents	\$610	\$745	\$880
% Discount to Market Rent	51.0%	51.4%	51.9%

Sussex County 2021 AMI - affordable rents by number of people within apartment

%AMI	1 person	1.5 people	2 people	3 people	3.5 people	4 people	4.5 people	5 people	6 people	7 people	8 people
30%	\$15,800	\$22,330	\$18,050	\$21,960	\$24,230	\$26,500	\$28,770	\$31,040	\$35,580	\$40,120	\$44,660
50%	\$26,300	\$27,910	\$30,050	\$33,800	\$35,670	\$37,550	\$39,070	\$40,600	\$43,600	\$46,600	\$49,600
60%	\$31,570	\$34,170	\$36,070	\$40,570	\$42,820	\$45,060	\$46,890	\$48,700	\$52,450	\$55,900	\$59,500
70%	\$36,830	\$39,870	\$42,080	\$47,330	\$49,950	\$52,570	\$54,700	\$56,820	\$61,200	\$65,220	\$69,420
80%	\$42,100	\$45,570	\$48,100	\$54,100	\$57,100	\$60,100	\$62,525	\$64,950	\$69,950	\$74,550	\$79,350
100%	\$52,620	\$56,960	\$60,120	\$67,620	\$71,370	\$75,100	\$78,150	\$81,180	\$87,430	\$93,180	\$99,180

AMI numbers as of 4/01/21 from http://www.destatehousing.com/Renters/rentersmedia/hud_incomelimits.pdf

Proposed Workforce Housing Units - Monthly Rent Calc

Inputs/Choosers:

Percent of Units restricted 30.0% % of Gross Household Inc. Used toward Housing Cost 25.0% % of Area Median Income (AMI) Used 80.0%

Unit Size	Efficiency	1 BR	1 BR + Den	2 BR	2 BR + Den	3 BR
HH Size	Paris 1:00 as a	1.5	2	164:0001 3 7:00000		4.5+
Fixed Rental Rate =	6					
25% of Gross						
Household Income						
of 80% AMI Adjusted	\$880	\$950	\$1,005	\$1,130	\$1,190	\$1,305
for Household Size &			at a			
# of Bedrooms					-	-

Market Rents	\$1,195	\$1,450	\$1,695
Discount to Market Rents	\$245	\$320	\$390
% Discount to Market Rent	20.5%	22.1%	23.0%

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John W. Paradee 302-677-0061 www.bmbde.com john@bmbde.com

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SUSSEX COUNTY FLANNING & ZONING

SUPPORT EXHIBIT

VIA ELECTRONIC MAIL & REGULAR MAIL

May 9, 2022

Mr. Jamie Whitehouse Sussex County Department of Planning 2 The Circle P.O. Box 417 Georgetown, DE 19947

RE: Affordably Priced Rental Units

Dear Mr. Whitehouse:

I write to express my strong support for the draft Ordinance regarding "Affordably Priced Rental Units" which Sussex County is presently considering for enactment. I wanted to make sure that both the Planning & Zoning Commission and the County Council are aware that there is very serious interest on the part of the real estate development community in the passage of a "workforce housing" Ordinance — indeed, I have a number of clients who would pursue projects for affordably priced housing units if such an Ordinance were to be adopted. For this reason, I wholeheartedly encourage the Planning & Zoning Commission and the County Council to proceed promptly with enactment of the proposed Ordinance regarding "Affordably Priced Rental Units".

Thank you for your time and consideration.

Very truly yours,

ohn W Parade

media

JWP/lwr

cc:

Mackenzie Peet, Esquire J. Michael Riemann, P.E. Louis J. Capano, III Christian Hudson

Lauren DeVore

From:

webmaster@sussexcountyde.gov on behalf of Sussex County DE

Submission from: Planning & Zoning Commission contact form

<webmaster@sussexcountyde.gov>

Sent:

Thursday, April 28, 2022 3:39 PM

To: Subject: Planning and Zoning

RECIPIENTS: Jamie Whitehouse

Submitted on Thursday, April 28, 2022 - 3:38pm

SUPPORT EXHIBIT

Name: Mindy Lyle

Email address: mindylyle@comcast.net

Phone number: 571-212-4735

Subject: Affordable Housing Ordinance

Message: I am writing in support of the Affordable Housing Ordinance. This Ordinance is essential to make the county more attractive to those seeking full-time employment and to businesses who have a consistent need for staff. I would also encourage you to consider including workforce ownership opportunities as you move forward.



SUPPORT EXHIBIT

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May 4, 2022

MAY 0 4 2022

Sussex County Planning and Zoning Commission 2 The Circle Georgetown, DE 19947 SUSSEX COUNTY
PLANNING & ZONING

RE: Comments on Ordinance to Amend the Code of Sussex County Regarding Affordably Priced Rental Units and the Sussex County Rental Unit (SCRP) Program

Dear Sussex County Commissioners,

My name is Matt Padron and I represent Commonwealth Development Corporation, a national developer of high-quality rental housing designed to be affordable to working families and seniors. I am writing to express our very strong support for the proposed affordable housing Ordinance and to respectfully urge its rapid passage and enactment. Commonwealth is new to Delaware, but I myself have worked on affordable housing projects in the state for years with another organization and upon joining Commonwealth, was excited to explore the potential to bring our company's resources to develop new affordable housing to support the local workforce in Sussex County.

I regret that I was unable to attend the Planning and Zoning Commission Meeting on April 28 due to an unavoidable scheduling conflict, but I have reviewed the proposed Ordinance and listened to the full discussion of that meeting and I can confirm now as a developer that should this Ordinance pass, my organization will absolutely jump on it and make immediate use of the provisions of the Ordinance to pursue the new affordable housing development opportunities that would be made possible through its passage. Indeed, we have an exciting new affordable housing project in pre-development and under consideration for funding now just outside of Lewes and Rehoboth for which passage of this Ordinance would help clear the way for rapid development.

We have long been aware of the tremendous need for new affordable homes in the County, but a combination of high costs, limited availability, and restrictive zoning of suitable land has been an obstacle that has been difficult to overcome until now. The proposed Ordinance allowing affordable multifamily housing development by right on a large number of parcels is a potential game changer that will do much to remove these obstacles and make significant new affordable housing creation possible. One of the most challenging parts of real estate development—and in particular, affordable housing development—is the unpredictable and lengthy nature of the entitlements process and the financial, legal, and political ramifications that can arise from any need for zoning relief. This Ordinance eliminates much of this unpredictability, allowing for a

straightforward and clear path to obtaining necessary approvals on a wide variety of potential sites in the County. In addition to reducing development costs and helping to ensure financial feasibility of projects, this Ordinance will make it easier to enter into agreements with sellers of applicable parcels, as many of the uncertainties of timing around entitlements and potential zoning relief would be eliminated. Furthermore, the development of affordable housing frequently relies upon a complex set of financing sources with funding agencies, lenders, and investors giving considerable weight to having permissive zoning in place. This Ordinance would enact that for many potential sites, streamlining the overall funding process and making these sites more attractive when applying for competitive funding sources.

Commonwealth Development sincerely appreciates the Commission's and County's desire for developer input into this Ordinance and is grateful for your concern that the Ordinance be truly beneficial to new affordable housing development. We would certainly value reducing the setback requirements and open space requirements as suggested during the April 28 meeting, but even exactly as written in its current form, this Ordinance is truly a significant advancement to efforts to promptly create new affordable housing in Sussex County and our greatest concern would be any undue delay in its passage and enactment. Should the ordinance be passed in the near future, it will be of instant benefit in expediting our proposed development near Lewes and will allow us to immediately begin working to confidently secure additional sites for new affordable housing development in Sussex County. This Ordinance tackles a challenging problem head on and as a developer of affordable housing, Commonwealth Development Corporation wholeheartedly supports and respectfully urges its rapid passage.

Thank you, again, for the opportunity to participate in this discussion and please do not hesitate to reach out at any time if you have any questions.

Sincerely,

Matthew F. Padron

U ATA

Vice President of Development 1400 Harrisburg Pike #7806

Lancaster, PA 17604 202.556.9882

m.padron@commonwealthco.net



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MAY 0 2 2022

SUSSEX COUNTY PLANNING & ZONING

The Honorable Mike Vincent President, Sussex County Council 2 The Circle PO Box 589 Georgetown, DE 19947

Mr. Robert Wheatly Chairman, Sussex County Planning And Zoning Commission

Dear Council President Vincent and P&Z Chairman Wheatly:

The Sussex Economic Development Action Committee is pleased to unanimously endorse the recently introduced ordinance to amend the Code of Sussex County dealing with Affordable Rental Units and the Sussex County Rental Unit Program (SCRP). The Council is to be commended for taking this giant step forward to address the housing problem in Sussex County that is reaching catastrophic levels.

The proposal does make giant strides in beginning the process of making rental units more available and affordable and, through these changes it makes in our present code and program, will make it easier for the private sector to develop more of these projects while making them far more affordable to large numbers of Sussex Countians facing housing shortages and housing costs out of their reach. Moreover, the changes proposed will go a long way in assisting the residents of our County to live where they work.

We support this legislation as proposed but we do have some suggestions that may improve what you are trying to accomplish. These suggestions are from our membership:

- 1) Employed for one year and live here a year. Bridgeville adopted an Affordable Housing Ordinance modeled after the County's Ordinance. They addressed the residency issue by allowing only current residents of Bridgeville to apply to rent or buy the first three months that a unit is available. After three months, any resident of Sussex County could rent or buy it. Every time a unit became available the unit was only available to a current Bridgeville resident for that three-month period and then to the open market.
- One hundred (100) feet set back from neighboring properties. The one hundred feet seems a little too much unless it is tied to the height of the rental unit.
- 3) 50% of the land must be in open space. With the price of land that either has sewer and water already available or available nearby, this could affect the number of units built thus opening the development of adjacent land to similar development, a sprawl-type effect, if you will.
- 4) All units must have a primary view of open space or recreational amenities. We understand the reason for this requirement and make no comment; and

5) Eligibility of an individual is left to the landlord with the County having oversight. This is a good requirement and should speed up the rental of these units. With the County having final say, we are confident that problems will be at a minimum. You may want to look at some third-party appeal process if the County rejects an applicant.

As we have said, this is a giant first step and honors a commitment made by the Council but now it's time to begin to discuss how we make projects that can be purchased available as affordable housing.

We urge the Planning and Zoning Commission to recommend this Ordinance to the County Council for approval and we further urge the Sussex County Council to approve it.

Thank you. And, as always, SEDAC stands ready to assist you in your efforts to bring housing and jobs to Sussex County.

Yours truly,

Joseph T. Conaway Chairman, SEDAC

CC: Sussex County Council
Sussex County Planning and Zoning Commission
Todd Lawson, Sussex County Administrator
Jamie Whitehouse, Director Sussex County P&Z



John W. Paradee 302-677-0061 www.bmbde.com john@bmbde.com

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SUSSEX COUNTY
PLANNING & ZONING

SUPPORT EXHIBIT

VIA ELECTRONIC MAIL & REGULAR MAIL

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Thank you for your time and consideration.

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Iohn W. Parade

mades

JWP/lwr

cc:

Mackenzie Peet, Esquire J. Michael Riemann, P.E. Louis J. Capano, III Christian Hudson

Jamie Whitehouse

From:

Sent:

Tuesday, May 10, 2022 2:32 PM

To:

Jamie Whitehouse

Cc:

robert.wheatley@sussexcountyde.gov

Subject:

Affordably Priced Rental Units - revised ordinances

MAY 1 0 2022

Attachments:

Restricted Unit Rents - Sussex County - 50% AMI.xlsx; Restricted Unit Rents - Sussex County - 80% AMI.xlsx

County - 80% AMI.xlsx

PLANNING & ZONING

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CAUTION: This email originated from outside of the organization. Do not click links, open attachments, or reply unless you recognize the sender and know the content is safe. Contact the IT Helpdesk if you need assistance.

Jamie,

Please submit the below comments into the record for the Planning and Zoning Commission hearing held on April 28, 2022 on proposed amendments to the Sussex County Rental Program.

In general, the changes are excellent and the program is far more viable and more likely to be utilized by developers to expand upon the amount of affordable workforce housing in eastern Sussex County.

I have the following comments to the proposed updated SCRP code provisions:

§72-24 A.(1) - I thought this was going to be updated to 25% of 80% of AMI? This still says 50% of AMI? If that doesn't get changed, the program won't work. I couldn't get this ordinance to work when it only mandated 12.5% of the rental units be priced at 25% of 50% of AMI. If I now have to do 30% of the units priced at 25% of 50% of AMI, it doesn't work times 2.5x now. Also, now you are mixing low income housing (30%-60% of AMI) with market rate housing. It will work better if you are mixing workforce housing (80%-120% of AMI) with market rate housing. This is probably an oversight but, if not, this will kill the program and no developer will be able to afford to use it. See the last two attachments. At 80%, the discount to market rents in the 113 corridor area is about 20-25%. At 50% of AMI, the discount is over 50% - this is low income housing at this point, not workforce housing. If this doesn't change, all the County's other efforts on this front are mute – the program is dead on arrival.

§115-20 A.(17)(b) – At this time, this makes it so the program cannot be used south of the Rehoboth Bay (along the Rt 26, Rt 54, Rt 20 and Rt 17). DART has no service in this area at this time. I suggest this section be modified to read that should a project be located south of the Rehoboth/Indian River bays and east of Rt 113, the location qualifies if it is located within 2,640 of a proposed DART route scheduled to be in operation within the next five years. You can't cut out half the coastal area that also needs workforce housing because DART has opted to not provide bus transportation there yet.

§115-20 A.(17)(e) - I would change the last sentence of this clause to read "may include walking and biking trails." We often put our walking trails around a central pond. Mandating the walking trails be in the setback buffer, adjacent to adjoining properties (likely already developed), will anger the neighbors more so than had those trails been internal to the site. I don't think you should say they can't be in those buffers... just may be. Right now, even if I have a great location for my trail system internal to the site, the way it is worded I "shall" (ie. have to) locate it within this setback buffer.

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Preston

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SUPPORT EXHIBIT

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May 4, 2022

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Sussex County Planning and Zoning Commission 2 The Circle Georgetown, DE 19947 SUSSEX COUNTY
PLANNING & ZONING

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Sincerely,

Matthew F. Padron

Vice President of Development 1400 Harrisburg Pike #7806 Lancaster, PA 17604

202.556.9882

m.padron@commonwealthco.net



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MAY 0 2 2022

SUSSEX COUNTY
PLANNING & ZONING

The Honorable Mike Vincent President, Sussex County Council 2 The Circle PO Box 589 Georgetown, DE 19947

FILE COPY

Mr. Robert Wheatly Chairman, Sussex County Planning And Zoning Commission

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Thank you. And, as always, SEDAC stands ready to assist you in your efforts to bring housing and jobs to Sussex County.

Yours truly.

Joseph T. Conaway Chairman, SEDAC

CC: Sussex County Council
Sussex County Planning and Zoning Commission
Todd Lawson, Sussex County Administrator
Jamie Whitehouse, Director Sussex County P&Z

Lauren DeVore

From:

webmaster@sussexcountyde.gov on behalf of Sussex County DE

<webmaster@sussexcountyde.gov>

Sent:

Thursday, April 28, 2022 3:39 PM

To:

Planning and Zoning

Subject:

Submission from: Planning & Zoning Commission contact form

RECIPIENTS: Jamie Whitehouse

Submitted on Thursday, April 28, 2022 - 3:38pm

SUPPORT EXHIBIT

Name: Mindy Lyle

Email address: mindylyle@comcast.net

Phone number: 571-212-4735

Subject: Affordable Housing Ordinance

Message: I am writing in support of the Affordable Housing Ordinance. This Ordinance is essential to make the county more attractive to those seeking full-time employment and to businesses who have a consistent need for staff. I would also encourage you to consider including workforce ownership opportunities as you move forward.

Cc: Andrew Sharp; Bill Pfaff; Bob Wheatley; Bobbi Barends; Bobby Horsey; Brian McGlinchey; Brian Shannon; bruce o'connor; Caroline Antony; Casey Kenton; Catherine Bassett; Charlie Timmons; Chris Baker; Christ Moody; Chris Weeks; Dave Speicher; david.l.wilson@delaware.gov; David Baker; David Root; Derrick Southard; dona troyer; Doug Liberman; Ed Lewandowski; Ernie Felici; Fred Dean; Gavin Short; George Beckerman; geraldhocker@gmail.com; Gus Mergenthaler; Helen Hoart; hfortunato@melvinjoseph.com; Jack Riddle; Jamie; Jacob Owens; Jared Shelton; Heun, Jean (US - Delaware); JDenney; Jerry Esposit; J Martin; Jim Provo; Joe Conaway; John Jones; jIrieley@hotmail.com; John Rieley; Jordan Schulties; Josh Mastrangelo; Karen Swain; Katie Tabeling; kelly Jansen; kelly.jansen@impactgraphix302.com; Kevin Yingling; Lauren Swain /Sussex SB; Lauren Weaver; Laurence Corrigan; Lillian Harrison; Lorri Grayson; Mark H. Davidson; Mary Dupont; Matt Robinson; Mike Vanderslice; Mike Vincent; Pat Ryan; Pete Keenan; Preston Schell; Ray Sander; Rob Eps; robert.m.nicholson@gmail.com; Robert Tunnell Ill; Bob Ruggio; Ruth Briggs King; Sara Pletcher; sarah gilmour; sgilmour@pathways-2-success.org; scott thomas; Sheldon Hudson; Stephanie Moody; Tom Thunstrom; tom.weaver@yourdelawarepi.com; Tom Weaver; Trish Newcomer; Walt Bryan; walt@foto-bug.com; Zach Evans Subject: Re: from Chairman Joe

I just finished reading the proposed Ordinance and take issue with a few items, in particular, line 347, requiring any tenant to be previously employed for one full year in the County (that's an unnecessary disqualifier), and line 353, no felony record. (DUI's are a felony). This is another onerous requirement.

All in all, most of the language is based on finding the Qualifying Land, which would first and foremost need central water & sewer. We all know that the opportunities to build on land nearest Town centers are prohibitively expensive, or do not have central utilities (i.e Seaford area). I think it also puts too much of a burden on the prospective LandLord, and would actually inhibit what it is trying to create.

My opinion only.

Respectfully,

Sandra Ware / REALTOR since Jan '97 / Senior Advisor Berkshire Hathaway HS Gallo Realty Commercial Division 37230 Rehoboth Avenue Ext. Rehoboth Beach, DE 19971 o 302.227.6101 / M 302.542.0900 Sandra@CommercialDE.com

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Sent: Thursday, April 21, 2022 8:19 AM

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I agree with Sandra's observations, and would add a supporting comment about central water and sewer. Most non-municipal or non-County central water and sewer "districts" don't put infrastructure in the ground until they have an actual customer. Unlike government utilities, who can build capacity using public funds with or without paying customers, private utilities usually can't build for future growth—whether for workforce housing or not. Requiring that utility availability for the "Qualifying Land" could be prohibitive.

Jerry E.

Sent from Mail for Windows

From: Sandra Ware

Sent: Wednesday, April 20, 2022 10:25 AM

To: Linda Price