

Sussex County Council Public/Media Packet

**MEETING:
October 6, 2020**

****DISCLAIMER****

This product is provided by Sussex County government as a courtesy to the general public. Items contained within are for background purposes only, and are presented 'as is'. Materials included are subject to additions, deletion or other changes prior to the County Council meeting for which the package is prepared.

**Sussex County Council
2 The Circle | PO Box 589
Georgetown, DE 19947
(302) 855-7743**

COUNTY COUNCIL

MICHAEL H. VINCENT, PRESIDENT
IRWIN G. BURTON III, VICE PRESIDENT
DOUGLAS B. HUDSON
JOHN L. RIELEY
SAMUEL R. WILSON JR.



Sussex County

DELAWARE
sussexcountyde.gov
(302) 855-7743 T
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SUSSEX COUNTY COUNCIL

A G E N D A

OCTOBER 6, 2020

10:00 A.M.

PLEASE REVIEW MEETING INSTRUCTIONS AT THE BOTTOM OF THE AGENDA

Call to Order

Approval of Agenda

Approval of Minutes – September 29, 2020

Reading of Correspondence

Public Comments

Todd Lawson, County Administrator

1. Discussion related to funding DelDOT CTP Projects
2. DelDOT Transportation Improvement District (TID) Discussion
3. Administrator's Report

Hans Medlarz, County Engineer

1. Emergency Operations Complex – Design Update
2. South Coastal Regional Wastewater Facility, Parcel 134-17.00-21.00
 - A. Crown Castle Communications Utility Easement



Grant Requests

- 1. Cape Henlopen Educational Foundation for Teacher Grant Program**
- 2. Ocean Waves Quilt Guild for community service work**

Introduction of Proposed Zoning Ordinances

Council Members' Comments

Executive Session – Land Acquisition pursuant to 29 Del.C. §10004(b)

Possible action on Executive Session items

Adjourn

In accordance with 29 Del.C. §10004(e)(2), this Agenda was posted on September 29, 2020 at 4:30 p.m., and at least seven (7) days in advance of the meeting.

This Agenda was prepared by the County Administrator and is subject to change to include the addition or deletion of items, including Executive Sessions, which arise at the time of the meeting.

Agenda items may be considered out of sequence.

Further meeting access instructions are listed below.

-MEETING INSTRUCTIONS-

The Sussex County Council is holding this meeting under the authority issued by Governor John C. Carney through Proclamation No. 17-3292.

The public is encouraged to view the meeting on-line. Any person attending in-person will be required to go through a wellness and security screening, including a no-touch temperature check. The public will be required to wear a facial mask.

Chambers seating capacity is limited and seating assignments will be enforced.

The meeting will be streamed live at <https://sussexcountye.gov/council-chamber-broadcast>.

The County is required to provide a dial-in number for the public to comment during the appropriate time of the meeting. **Note, the on-line stream experiences a 30-second delay.** Any person who dials in should listen to the teleconference audio to avoid the on-line stream delay.

To join the meeting via telephone, please dial:

Conference Number: 1-302-394-5036

Conference Code: 570176

Members of the public joining the meeting on the telephone will be provided an opportunity to make comments under the Public Comment section of the meeting and during the respective Public Hearing.

The Council meeting materials, including the “packet”, are electronically accessible on the County’s website at: <https://sussexcountye.gov/agendas-minutes/county-council>.

If any member of the public would like to submit comments electronically, please feel free to send them to rgriffith@sussexcountye.gov. All comments shall be submitted by 4:30 P.M. on Monday, October 5, 2020.

#

SUSSEX COUNTY COUNCIL - GEORGETOWN, DELAWARE, SEPTEMBER 29, 2020

A regularly scheduled meeting of the Sussex County Council was held on Tuesday, September 29, 2020, at 1:00 p.m., in Council Chambers, with the following present:

Michael H. Vincent	President
Irwin G. Burton III	Vice President
Douglas B. Hudson	Councilman
John L. Rieley	Councilman
Samuel R. Wilson Jr.	Councilman
Todd F. Lawson	County Administrator
Gina A. Jennings	Finance Director
J. Everett Moore, Jr.	County Attorney

The Invocation and Pledge of Allegiance were led by Mr. Vincent.

**Call to
Order**

Mr. Vincent called the meeting to order.

**M 385 20
Approve
Agenda**

A Motion was made by Mr. Wilson, seconded by Mr. Burton, to approve the Agenda, as posted.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Wilson, Yea; Mr. Burton, Yea;
Mr. Vincent, Yea

Mr. Lawson recommended moving to Executive Session following public comments.

Minutes

The minutes of September 22, 2020 were approved by consent.

**Public
Comments**

Public comments were heard and the following spoke: Mark Schaeffer.

**M 386 20
Go Into
Executive
Session**

At 1:05 p.m., a Motion was made by Mr. Hudson, seconded by Mr. Burton, to recess the Regular Session and go into Executive Session for the purpose of discussing matters relating to land acquisition, personnel and job applicants' qualifications.

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Wilson, Yea; Mr. Burton, Yea;
Mr. Vincent, Yea

Executive Session	At 1:09 p.m., an Executive Session of the Sussex County Council was held in the Basement Caucus Room for the purpose of discussing matters relating to land acquisition, personnel and job applicants' qualifications. The Executive Session concluded at 1:39 p.m.
M 387 20 Reconvene Regular Session	<p>At 1:44 p.m., a Motion was made by Mr. Wilson, seconded by Mr. Burton, to come out of Executive Session and reconvene the Regular Session.</p> <p>Motion Adopted: 5 Yeas.</p> <p>Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea; Mr. Wilson, Yea; Mr. Burton, Yea; Mr. Vincent, Yea</p>
M 388 20 Grant Authority to Negotiate Land Purchase	<p>A Motion was made by Mr. Hudson, seconded by Mr. Burton, to grant the authority for the Administrator to negotiate, enter into a contract, and to proceed to closing on a parcel identified as Land 2020-J.</p> <p>Motion Adopted: 5 Yeas.</p> <p>Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea; Mr. Wilson, Yea; Mr. Burton, Yea; Mr. Vincent, Yea</p>
Statement Following Executive Session Regarding Personnel and Job Applicants' Qualifi- cations	<p>Mr. Vincent made the following statement relating to discussion in Executive Session on personnel and job applicants' qualifications. "We heard from our legal team, including our employment attorney, Barry Willoughby. I speak for the entire Council, all 5 members when I say: This Council completely supports the selection and hiring decisions made by both the County Administration and the Human Resources Department. This Council understands that Delaware Law and County Code give the Administration the authority to administer and oversee the Personnel Ordinance and the County's hiring practices. This Council does not get involved with the selection and hiring of employees of the County's Classified Service division. Both the County Code and Delaware Code are very clear; the Personnel Ordinance shall be administered by the County Administrator whose authority flows from the County Council to the Administrator. This Council knows it and follows it as our attorneys have advised. We do not meddle in the hiring process because it puts the County at risk and we are smart enough to follow our attorneys' advice. The County has always hired the very best people to serve taxpayers; other elected officials would be smart to follow the same advice."</p>
Rules	<p>Mr. Moore read the rules of procedure for zoning hearings.</p>
Public Hearing CU 2220	<p>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 FENCE CONSTRUCTION BUSINESS AND FOR OUTDOOR STORAGE OF</p>

**Public
Hearing
CU 2220
(continued)**

CONSTRUCTION MATERIALS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN CEDAR CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 6.00 ACRES, MORE OR LESS” (Conditional Use No. 2220) filed on behalf of Sussex Land Company, LLC (Victor Little) (Tax I.D. No. 230-20.00-9.09) (911 Address: 11412 Holly Tree Road, Lincoln).

The Planning and Zoning Commission held a Public Hearing on this application on August 27, 2020 at which time action was deferred. On September 10, 2020, the Commission recommended approval with conditions.

(See the minutes of the Planning and Zoning Commission dated August 27 and September 10, 2020.)

Jamie Whitehouse, Planning and Zoning Director, presented the application.

The Council found that John Sergovic, Attorney was present on behalf of the application with Victor Little, the Applicant. They stated that the Applicant has a contract of purchase and sale with Sussex Land Company, LLC; that Mr. Little has been in the fencing business in Sussex County for 41 years; that the business has been at this location since 2012; that he has received no complaints; that the business primarily services residential fencing needs; that the property is slightly outside the Developing Area according to the Comprehensive Plan but the Planning and Zoning Commission found that this was likely an error because this was an existing subdivision and at the rear of the subdivision is a railroad line; that, therefore, the Commission found that this is consistent with the Land Use Map because of those considerations; that the Applicant’s home is located on the property; that there is seven foot fencing; that the business is screened from view of the neighbors; that a pole barn was recently constructed on the site that is being used for the business; that no customers come to the site and that they operate by appointment only; that there are restrictive covenants for the subdivision and that Mr. Little has provided eight signatures of approval when only seven are required; that no Traffic Impact Study was required; that hours are proposed to be 7:00 a.m. to 6:00 p.m. Monday through Saturday; that no signage is needed; and that this is an existing use.

The Public Hearing and public record were closed.

**M 389 20
Adopt
Ordinance
No. 2741/
CU 2220**

A Motion was made by Mr. Burton, seconded by Mr. Hudson, to Adopt Ordinance No. 2741 entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A FENCE CONSTRUCTION BUSINESS AND FOR OUTDOOR STORAGE OF CONSTRUCTION MATERIALS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN CEDAR CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 6.00 ACRES, MORE OR LESS” (Conditional Use No. 2220) filed on behalf of Sussex Land Company, LLC (Victor Little), with the following conditions:

**M 389 20
(continued)**

- a. This use shall be limited to the Applicant's fencing business and storage of equipment and materials related to that use. No retail sales or other business shall be conducted from the site.
- b. The hours of operation shall be limited to 7:00 a.m. through 6:00 p.m. Monday through Saturday.
- c. Any security lighting shall be screened so that it does not shine on neighboring properties or roadways.
- d. The Applicant shall comply with all DelDOT requirements, including any entrance or roadway improvements.
- e. All maintenance of vehicles and equipment associated with the use shall be performed indoors.
- f. The Final Site Plan shall clearly show all areas for vehicle and equipment parking and material storage. These areas shall also be clearly marked on the site itself. There shall not be any parking or storage within the property's setbacks.
- g. Failure to comply with any of these conditions shall be grounds for termination of the Conditional Use approval.
- h. The Final Site Plan shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Wilson, Yea; Mr. Burton, Yea;
Mr. Vincent, Yea**

**Public
Hearing/
CU 2226**

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 AN EVENTS VENUE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 3.024 ACRES, MORE OR LESS" (Conditional Use No. 2226) filed on behalf of Jonathan E. and Karen M. Hearn (Tax I.D. No. 131-18.00-33.00 (part of) (911 Address: 8275 Cannon Road, Seaford).

The Planning and Zoning Commission held a Public Hearing on this application on August 27, 2020 at which time action was deferred. On September 10, 2020, the Commission recommended approval with conditions.

(See the minutes of the Planning and Zoning Commission dated August 27 and September 10, 2020.)

Jamie Whitehouse, Planning and Zoning Director, presented the application.

The Council found that John Murray with The Kersher Group was present with the Applicants. Mr. Murray stated that they are proposing a 4,800 square foot reception hall/venue on 3.024 acres; that the venue could be rented for wedding receptions, reunions, parties and other gatherings; that the proposed hall is situated towards the rear of the property; that per Sussex

**Public
Hearing/
CU 2226
(continued)**

County Code, 84 parking spaces are required and that the Applicant is proposing 96 parking spaces; that the Sussex County Future Land Use Map identifies the property as being within the Developing Area; that the property is located in Investment Level 3 according to the Strategies for State Policies and Spending; that per DelDOT, the entrance to the site will be moved to share the entrance to the residential site which is the dwelling of the Applicants; that the parking lot will be paved; that a Traffic Impact Study was not required; that the hours of operation would be Monday through Friday from Noon to 10:30 p.m. and Saturdays and Sundays from 8:00 a.m. to 10:30 p.m.; that the Applicant owns surrounding property; and that eight letters of support were received from neighboring properties.

There were no public comments.

The Public Hearing and public record were closed.

**M 390 20
Adopt
Ordinance
No. 2742/
CU 2226**

A Motion was made by Mr. Burton, seconded by Mr. Hudson, to Adopt Ordinance No. 2742 entitled "AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 (AGRICULTURAL RESIDENTIAL DISTRICT) FOR AN EVENTS VENUE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 3.024 ACRES, MORE OR LESS" (Conditional Use No. 2226) filed on behalf of Jonathan E. and Karen M. Hearn, with the following conditions:

- a. Food and beverage service and music or similar entertainment is permitted. As stated by the Applicant, food and beverage service shall be provided by catering services, as there will not be any kitchen facilities on-site.
- b. All parking areas shall be shown on the Final Site Plan. No parking shall be permitted on any nearby County roads.
- c. All entrance locations shall be subject to the review and approval of DelDOT.
- d. All events shall conclude prior to 10:30 at night.
- e. The Final Site Plan shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Wilson, Yea; Mr. Burton, Yea;
Mr. Vincent, Yea**

**Public
Hearing/
CU 2229**

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 LANDSCAPING AND LAWN MAINTENANCE BUSINESS ON A CERTAIN PARCEL OF LAND LYING AND BEING IN GEORGETOWN HUNDRED, SUSSEX COUNTY, CONTAINING 5.678 ACRES, MORE

**Public
Hearing/
CU 2229
(continued)**

OR LESS” (Conditional Use No. 2229) filed on behalf of D.R.’s Lawn Maintenance, LLC (Tax I.D. No. 135-16.00-43.09) (911 Address 25479 Hollis Rd, Harbeson).

The Planning and Zoning Commission held a Public Hearing on this application on August 27, 2020 at which time action was deferred. On September 10, 2020, the Commission recommended approval with conditions.

(See the minutes of the Planning and Zoning Commission dated August 27 and September 10, 2020.)

Jamie Whitehouse, Planning and Zoning Director, presented the application.

The Council found that Mackenzie Peet, Attorney, was present on behalf of the application with the Applicant, Devon Rice. They stated that the landscaping and lawn maintenance business has been in operation for 15 years; that the business had outgrown its previous location and was moved to this property in 2019; that .62 acres of the 5.678 property will be dedicated to the business; that the business will only operate on the back portion of the property; that the Applicant’s home is located in the front of the property; that the area in the back is highly vegetated; that recently, a pole barn was permitted; that trucks are parked on the property and most employees come to the site and pick up the trucks; that hours of operation are proposed to be 7:00 a.m. to 6:30 p.m. Monday through Friday and in the winter months, 8:00 a.m. to 6:30 p.m. Monday through Friday; that their neighbors requested fencing since their dogs bark at trucks coming and going to the site; and that the Applicant told his neighbors he would erect a fence.

There were no public comments.

The Public Hearing and public record were closed.

**M 391 20
Adopt
Ordinance
No. 2743/
CU 2229**

A Motion was made by Mr. Burton, seconded by Mr. Wilson, to Adopt Ordinance No. 2743 entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A LANDSCAPING AND LAWN MAINTENANCE BUSINESS ON A CERTAIN PARCEL OF LAND LYING AND BEING IN GEORGETOWN HUNDRED, SUSSEX COUNTY, CONTAINING 5.678 ACRES, MORE OR LESS” (Conditional Use No. 2229) filed on behalf of D.R.’s Lawn Maintenance, LLC, with the following conditions:

- a. The use shall be limited to a landscaping and lawn care business. The use shall only occupy a .62 acre portion of the entire site, and this area shall be shown on the Final Site Plan.**
- b. No manufacturing shall occur on the site. This prohibition includes the shredding or grinding of any materials and the dyeing of mulch or similar materials.**
- c. As stated by the Applicant, there shall not be any retail sales occurring**

M 391 20
(continued)

- from the site.
- d. A sign was not requested by the Applicant, so no sign shall be permitted on the site.
 - e. The hours of operation shall be limited to 7:00 a.m. through 6:30 p.m., Monday through Saturday. There shall not be any Sunday hours. The Applicant shall be able to operate beyond these hours on an as-needed basis for limited situations such as snow removal, storm damage clean-up, and similar events.
 - f. There shall not be any dumping of trees, branches, grass or other debris on the site.
 - g. The on-site storage of mulch, stone, topsoil and similar materials shall be located in bins or enclosures. The location of these storage areas shall be shown on the Final Site Plan.
 - h. Any security lighting shall be screened so that it does not shine on neighboring properties or roadways.
 - i. The Applicant shall comply with all DelDOT requirements, including any entrance or roadway improvements.
 - j. The Final Site Plan shall clearly show all areas for vehicle and equipment storage and parking, and those areas shall be clearly marked on the site itself. There shall not be any parking or storage within the property's setbacks.
 - k. The Applicant has stated that a privacy fence will be installed along the common boundary with one of the neighboring properties. The location and type of fencing shall be shown on the Final Site Plan.
 - l. Failure to comply with any of these conditions shall be grounds for termination of the Conditional Use approval.
 - m. The Final Site Plan shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Wilson, Yea; Mr. Burton, Yea;
Mr. Vincent, Yea**

**Public
Hearing/
CU 2230**

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 PROFESSIONAL GUNSMITHING BUSINESS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN CEDAR CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 0.74 ACRES, MORE OR LESS" (Conditional Use No. 2230) filed on behalf of Ralph A Kemmerlin, Sr. (Tax I.D. No. 330-11.18-41.00) (911 Address: 19306 Elks Lodge Rd, Milford).

The Planning and Zoning Commission held a Public Hearing on this application on August 27, 2020 at which time action was deferred. On September 10, 2020, the Commission recommended approval with conditions.

**Public
Hearing/
CU 2230
(continued)**

(See the minutes of the Planning and Zoning Commission dated August 27 and September 10, 2020.)

Jamie Whitehouse, Planning and Zoning Director, presented the application.

The Council found that Ralph Kemmerlin, Sr. was present on behalf of his application. He stated that he operates a professional gunsmithing business out of his home; that customers drop off and pick up guns; that there is minimum contact with others; that customers are not permitted in the service area; that all business is transacted by appointment only; that there would be very little traffic; that there will be no discharging of weapons on the site; that he tests weapons at other sites; and that one letter of support was received.

There were no public comments.

The Public Hearing and public record were closed.

**M 392 20
Adopt
Ordinance
No. 2744/
CU 2230**

A Motion was made by Mr. Burton, seconded by Mr. Hudson, to Adopt Ordinance No. 2744 entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 (AGRICULTURAL RESIDENTIAL DISTRICT) FOR A PROFESSIONAL GUNSMITHING BUSINESS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN CEDAR CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 0.74 ACRES, MORE OR LESS” (Conditional Use No. 2230) filed on behalf of Ralph A Kemmerlin Sr., with the following conditions:

- a. The use shall be a professional gunsmithing business, with firearm sales associated with the use. Gunsmithing shall remain the primary business.**
- b. The Applicant must comply with all Federal and State licenses and regulations for the use.**
- c. As stated by the Applicant, no firearms shall be discharged on the site.**
- d. As stated by the Applicant, the use shall occur within the Applicant’s existing home on the site. No gunsmithing activities shall occur outdoors.**
- e. One unlighted sign, no larger than 4 feet by 4 feet in size, shall be permitted.**
- f. The Final Site Plan shall be subject to the review and approval of the Sussex County Planning and Zoning Commission.**

Motion Adopted: 5 Yeas.

**Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Wilson, Yea; Mr. Burton, Yea;
Mr. Vincent, Yea**

**Advisory
Committee
Appoint-
ment**

Mr. Lawson announced that Antoinette Wright-Johnson’s term on the Advisory Committee for the Aging and Adults with Physical Disabilities will expire this month. (District 4).

**M 393 20
Approve
Advisory
Committee
Appointment**

A Motion was made by Mr. Hudson, seconded by Mr. Wilson, that the Sussex County Council reappoints Antoinette Wright-Johnson to the Sussex County Advisory Committee for the Aging and Adults with Physical Disabilities, effective immediately, until such time as the term expires in September 2022.

Motion Adopted: 4 Yeas, 1 Not Voting.

Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Wilson, Not Voting; Mr. Burton, Yea;
Mr. Vincent, Yea

**Adminis-
trator's
Report**

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

1. Sussex County Property Taxes Due September 30th

A final reminder for property owners in Sussex County, Wednesday, September 30th, is the deadline to pay annual County property tax bills. Payments can be made in person, online, by phone, or by mail. Any payments mailed must be postmarked no later than September 30th. Payments made October 1st or later will be subject to penalty.

This year's tax bills once again feature an easier-to-read format, unveiled in 2013, to help taxpayers better understand their bills and payment options. A number of payment options are available for the public's convenience. A tutorial explaining how to view account information and make payments is available on the County website at <http://www.sussexcountycle.gov/property-tax-portal-tutorial>.

Sussex County accepts tax payments by cash, check, money order, and debit or credit cards.

2. Sussex County launches SusseXtra! e-Newsletter

Moments ago the County launched its first e-Newsletter, SusseXtra! which will be a monthly product that will be sent out to constituents about the latest news and happenings in county government. There will be some exclusive content, as well as content from our website and social media pages. The purpose is to drive traffic to our website to help spread the message about the many great things the county is doing that affect the residents of Sussex County. We have an initial blast going out to approximately 10,000 people. Anyone wishing to receive SusseXtra! can sign-up on the County website at <https://sussexcountycle.gov/newsletter>.

**James
Farm
ORPT
Grant**

Patrick Brown, Project Engineer, presented a FY 2021 Outdoor Recreation Parks and Trails (ORPT) grant request for the James Farm Master Plan Implementation Phase II. Mr. Brown reported that, for the past several years, the Center for the Inland Bays has partnered with the County to

**James
Farm
ORPT
Grant
(continued)**

request and receive grant funding from the DNREC ORPT Program. Mr. Brown presented a recommendation to apply for the 2020 grant (ceiling is \$100,000); the County would request two phases of funding for this grant match: \$57,000 out of the FY 2021 Budget and \$43,000 out of the FY 2022 Budget. All funding allocated by the County and awarded by DNREC will be utilized to further implement Phase 2 of the Master Plan, including construction of maintenance and education facilities, ADA compliant restrooms, and other related improvements selected as funding allows, with additional design and permitting work, as applicable.

**M 394 20
Adopt
R 013 20**

A Motion was made by Mr. Burton, seconded by Mr. Rieley, to Adopt Resolution No. R 013 20 entitled “A RESOLUTION TO SUBMIT TO THE DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL’S (DNREC) OUTDOOR RECREATION PARKS AND TRAILS (ORPT) PROGRAM FOR A MATCHING GRANT TO FINANCE CONTINUED IMPLEMENTATION OF THE PHASE II JAMES FARM ECOLOGICAL PRESERVE MASTER PLAN”.

Motion Adopted: 4 Yeas, 1 Nay.

Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
Mr. Wilson, Nay; Mr. Burton, Yea;
Mr. Vincent, Yea

**Introduction
of Proposed
Zoning
Ordinances**

Mr. Hudson introduced the Proposed Ordinance entitled “AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN EXPANSION TO A RESTAURANT (SEASIDE BAR AND GRILL) WITHIN A MANUFACTURED HOME PARK TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 1.3 ACRES, MORE OR LESS” (Conditional Use No. 2191) filed on behalf of Al Tortella (Tax I.D. No. 234-31.00-4.00 (portion of) (911 Address: 37254 Sandpiper Road, Millsboro).

Mr. Burton 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-2 MEDIUM COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 2.5 ACRES, MORE OR LESS” (Change of Zone No. 1927) filed on behalf of Preston Lynch Dyer and Mason Dyer (Tax I.D. No. 334-4.00-34.02 & 34.03) (911 Address: None Available).

Mr. Burton 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-2 MEDIUM COMMERCIAL DISTRICT FOR A CERTAIN

(continued) **PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 11.570 ACRES, MORE OR LESS” (Change of Zone No. 1928) filed on behalf of Plantation Partners, LLC (Tax I.D. No. 334-12.00-52.00 (portion of) (911 Address: None Available).**

The Proposed Ordinances will be advertised for Public Hearing.

M 395 20 **At 2:53 p.m., a Motion was made by Mr. Burton, seconded by Mr. Hudson, to**
Adjourn **adjourn.**

Motion Adopted: 5 Yeas.

Vote by Roll Call: Mr. Hudson, Yea; Mr. Rieley, Yea;
 Mr. Wilson, Yea; Mr. Burton, Yea;
 Mr. Vincent, Yea

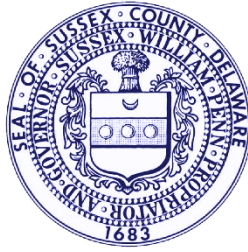
Respectfully submitted,

Robin A. Griffith
Clerk of the Council

{An audio recording of this meeting is available on the County’s website.}

ENGINEERING DEPARTMENT

ADMINISTRATION	(302) 855-7718
AIRPORT & INDUSTRIAL PARK	(302) 855-7774
ENVIRONMENTAL SERVICES	(302) 855-7730
PUBLIC WORKS	(302) 855-7703
RECORDS MANAGEMENT	(302) 854-5033
UTILITY ENGINEERING	(302) 855-7717
UTILITY PERMITS	(302) 855-7719
UTILITY PLANNING	(302) 855-1299
FAX	(302) 855-7799



Sussex County

DELAWARE
sussexcountyde.gov

HANS M. MEDLARZ, P.E.
COUNTY ENGINEER

Memorandum

TO: Sussex County Council
The Honorable Michael H. Vincent, President
The Honorable Irwin G. Burton III, Vice President
The Honorable Douglas B. Hudson
The Honorable John L. Rieley
The Honorable Samuel R. Wilson, Jr.

FROM: Hans Medlarz, P.E. County Engineer

RE: ***South Coastal Reginal Wastewater Facility, Parcel 134-17.00-21.00
Crown Castle Communications Utility Easement***

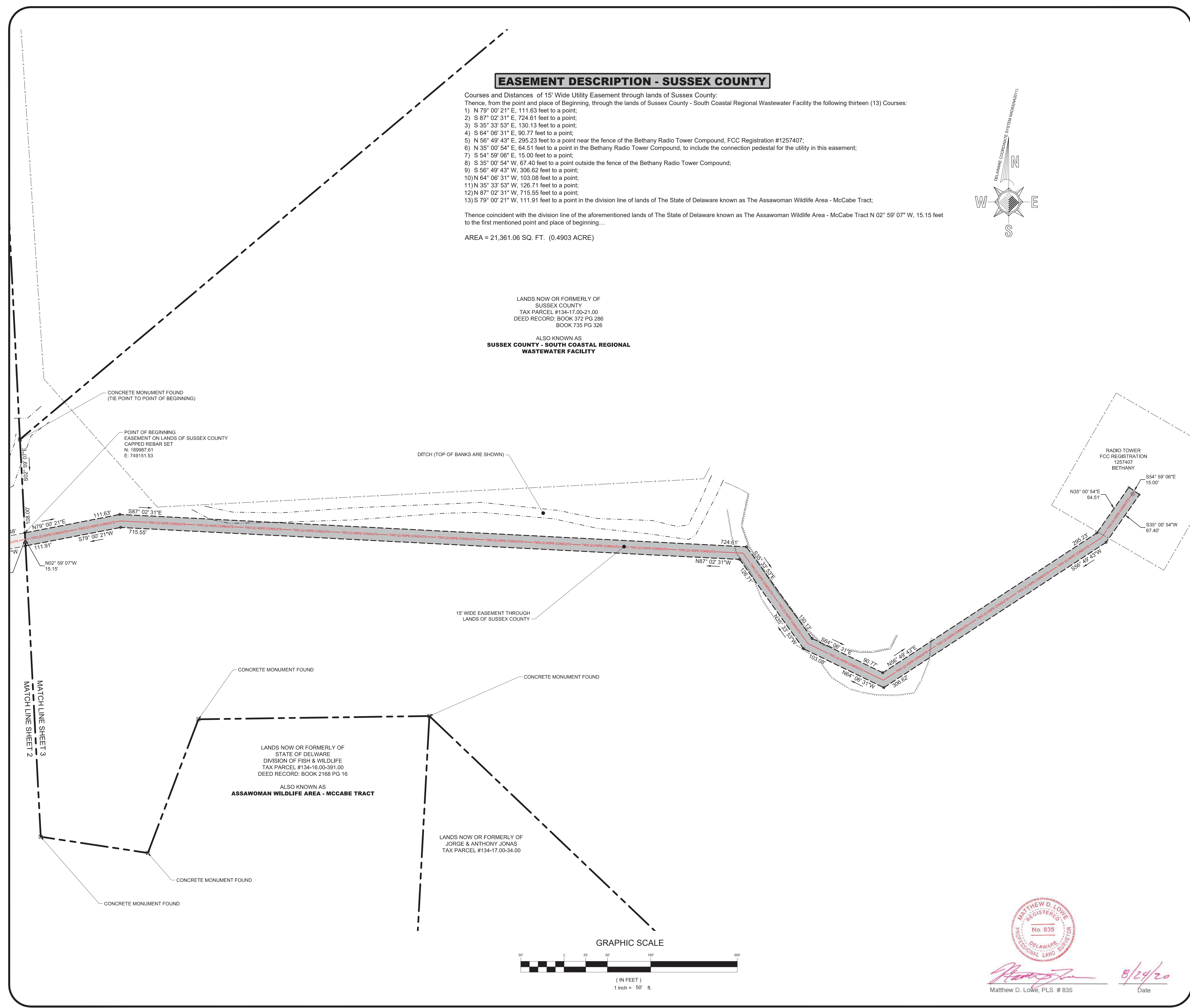
DATE: October 6, 2020

The Sussex County IT Department has an established working relationship with the State and its vendor Crown Castle who is proposing to connect fiber optic communication service to the existing State-owned communication tower situated within the South Coastal Regional Wastewater Facility (SCRWF) property. In order to provide the service, Crown Castle is proposing to install two (2) 4-inch conduits from Parker House Road across State of Delaware property to the County's property line. The alignment of the conduits over the County's property will cross over an unencumbered portion of the SCRWF property as proposed by the Engineering Department. Crown Castle has accepted that alignment and is requesting a utility easement to be granted.

The attached plot plan depicts the requested easement area consisting of a fifteen (15) foot wide easement extending approximately 1,443 linear feet across the SCRWF property for a total easement area of 21,361 square feet. As per established procedure a certified appraisal was performed which identified a Fair Market Value for the easement of \$25,200. The Department recommends the granting of the easement to Crown Castle in exchange for payment of \$25,200.00 and reimbursement of incurred appraisal fees.

The attached easement agreement between Crown Castle and Sussex County contains language requiring the utility conduits and appurtenances to be relocated at the County's expense should they interfere with or otherwise hinder future development of the SCRWF property. This is a precaution since no such use is anticipated in the 20-year planning horizon.





VICINITY MAP - SCALE: 1" = 1,000' ±

SUSSEX COUNTY DELAWARE GIS

GENERAL NOTES

1. LOCATION OF ALL UNDERGROUND UTILITIES IS APPROXIMATE. ALL LOCATIONS AND SIZES ARE BASED ON UTILITY MARK-OUTS, ABOVE GROUND STRUCTURES THAT WERE VISIBLE & ACCESSIBLE IN THE FIELD, AND THE MAPS LISTED IN THE REFERENCES AVAILABLE AT THE TIME OF THE SURVEY. AVAILABLE ASBUILT PLANS AND UTILITY MARKOUT DOES NOT ENSURE MAPPING OF ALL UNDERGROUND UTILITIES AND STRUCTURES. BEFORE ANY EXCAVATION IS TO BEGIN, ALL UNDERGROUND UTILITIES SHOULD BE VERIFIED AS TO THEIR LOCATION, SIZE AND TYPE BY THE PROPER UTILITY COMPANIES.
2. THIS PLAN IS BASED ON INFORMATION PROVIDED BY A SURVEY PREPARED IN THE FIELD BY MERESTONE CONSULTANTS, INC. AND OTHER REFERENCE MATERIAL AS LISTED HEREON.
3. THIS PROPERTY MAY BE SUBJECT TO RESTRICTIONS, COVENANTS AND/OR EASEMENTS, WRITTEN OR IMPLIED.
4. THE EXISTENCE OF UNDERGROUND STORAGE TANKS, IF ANY, WAS NOT KNOWN AT THE TIME OF THIS SURVEY.
5. PLANIMETRIC INFORMATION SHOWN HEREON DERIVED FROM A FIELD SURVEY USING LEICA GS18 GPS AND TS16 ELECTRONIC TOTAL STATION FOR RADIAL METHOD LOCATION. ALL MEASUREMENTS HAVE BEEN ADJUSTED FOR TEMPERATURE AND BAROMETRIC PRESSURE.
6. HORIZONTAL DATUM = DELAWARE COORDINATE SYSTEM NAD83(NA2011) EPOCH 2010.00
7. VERTICAL DATUM = NO ELEVATIONS SHOWN ON PLAN
8. ANGULAR UNITS AND BEARINGS SHOWN ON THIS PLAN ARE ANNOTATED IN DEGREES MINUTES AND SECONDS.
9. DISTANCE UNITS SHOWN ON THIS PLAN ARE ANNOTATED IN U.S. SURVEY FEET.
10. RIGHT OF WAY LINE OF PARKER HOUSE ROAD IS SHOWN PER HIGHWAY PLANS (DIRT RD CONTRACT) AND FIELD EVIDENCE
11. THE INTENT OF THIS PLAN IS TO PRODUCE A 15' WIDE UTILITY EASEMENT ALONG A FIELD PROPOSED ROUTE BY THE CONTRACTOR, ON LANDS OF THE STATE OF DELAWARE AND LANDS OF SUSSEX COUNTY. THIS PLAN SHOWS THE LOCATION OF VISIBLE UTILITIES, THIS DOES NOT CERTIFY OR SUGGEST ALL UTILITIES HAVE BEEN LOCATED OR ARE SHOWN ON THIS PLAN. CALL BEFORE YOU DIG!

LEGEND

BOUNDARY LINE
STATE EASEMENT LINES
COUNTY EASEMENT LINES
SEWER EASEMENT LINES
WOODS LINE
FENCE

COUNTY EASEMENT AREA
STATE EASEMENT AREA
UTILITY POLE

EASEMENT PLAN

PREPARED FOR
CROWN CASTLE CABLE
ON PROPERTY KNOWN AS
**SUSSEX COUNTY SOUTH COASTAL REGIONAL
WASTEWATER FACILITY**
SITUATE IN
BALTIMORE HUNDRED
SUSSEX COUNTY - STATE OF DELAWARE
SCALE: 1" = 50'

**MERESTONE
CONSULTANTS, INC.**
ENGINEERS - PLANNERS - SURVEYORS

5215 WEST WOODMILL DRIVE
WILMINGTON, DE 19808
PH: 302-992-7900
FAX: 302-992-7911

33516 CROSSING AVE.
FIVE POINTS SQUARE - UNIT 1
LEWES, DE 19958
PH: 302-226-5880

DATE: 19 AUGUST 2020
DRAWN BY: MDL
SHEET#: 1 OF 1

PLAN #: 24941 - 330237SC

Matthew D. Lowe, PLS # 835

8/24/20

Date

Tax Map Parcel No. 134-17.00-21.00

Prepared by and return to:

SUSSEX COUNTY ENGINEERING

P.O. BOX 589

GEORGETOWN, DE 19947

FIBER OPTIC COMMUNICATIONS UTILITY EASEMENT

This is an Utility Easement made the _____ day of _____ 2020, by and between:
Sussex County, a political subdivision of the State of Delaware, of P.O. Box 589, Georgetown,
Delaware 19947, hereinafter referred to as "Grantor",

-AND-

Crown Castle, a corporation of the State of Pennsylvania, of 3200 Horizon Drive, Suite 150,
King of Prussia, PA 19406, hereinafter referred to as "Grantee",

WITNESSETH

For and in consideration of the sum of Twenty Five Thousand Two Hundred Dollars (\$25,200.00), the receipt of which is hereby acknowledged and other good and valuable consideration, the Grantor has this day agreed to sell, convey, transfer and deliver to the Grantee, a permanent easement, being more particularly described in Exhibit A, dated August 24, 2020 prepared by Merestone Consultants, Inc. and attached hereto, including a perpetual right to enter upon the real estate hereinafter with appropriate notice to construct, maintain and repair underground conduits and associated above ground improvements for purpose of conveying fiber optic communication lines across the lands owned by the Grantor, together with the right to excavate and the duty to refill trenches for the location of said underground conduits; the right to remove trees, bushes, and undergrowth, and maintenance of said conduits and to keep the area within the permanent utility easement perpetually free and clear of everything that would obstruct in any way the operation, maintenance, repair or replacement of said above and below ground improvements.

Crown Castle shall obtain the approval of Sussex County prior to entering onto the property to perform surveys, site work, construction or related activities on the property.

Sussex County shall have the right and authority to require Crown Castle, upon reasonable notice, to relocate or terminate this easement in the event Sussex County determines that the easement, or Crown Castle work within the easement area, interferes with or hinders use or development of Sussex County's property, or otherwise violates any federal, state, or local

laws. In the case of relocation, Sussex County agrees to pay reasonable costs associated with relocation of underground conduits and associated above ground improvements.

At termination of initial utility construction, or future repair or upgrade, Grantee agrees to restore said area of construction in accordance with established engineering practices or otherwise agrees to pay to Sussex County the reasonable costs of restoration.

Crown Castle agrees following the initial installation to be responsible for all geophysical utility locating services in response to a Miss Utility call, or if requested at any time by Sussex County.

Grantee shall indemnify and hold harmless Grantor, including its elected and appointed officials, directors, employees and agents, and their successors and assigns, against any loss or damage which shall be caused by the act or omission of the Grantee in the exercise of its rights under this easement.

IN WITNESS WHEREOF, the said parties have hereunto set their hands and seals the day and year aforesaid.

SUSSEX COUNTY

By: Michael H. Vincent
President of Sussex County Council

Witness

STATE OF DELAWARE :

: SS

COUNTY OF SUSSEX :

BE IT REMEMBERED, that on this ____ day of _____ 2020, personally appeared before me, the Subscribe, a Notary Public for the State and County aforesaid, Michael H. Vincent, President of Sussex County Council, of SUSSEX COUNTY, a political subdivision of The State of Delaware, party to this indenture, known to me personally to be such, and acknowledged this indenture to be his act and deed, and the act and deed of the said political subdivision, and that the act of signing, sealing, acknowledging and delivering the said indenture was first duly authorized by said political subdivision.

GIVEN under my hand and seal of office, the day and year aforesaid.

Notary Public

Commission Expires: _____

CROWN CASTLE

By: Wayne Elmer
Fiber Construction Manager

Witness

STATE OF _____:

: SS

COUNTY OF _____:

Be it remembered that on this _____ day of _____, 2020,
personally came before me, a notary public in and for the State and County aforesaid, Wayne
Elmer, known or satisfactorily proven to me to be the TITLE of Crown Castle, party to the
foregoing Agreement, and acknowledged that, in his/her capacity as such, he executed this
Agreement in his/her own hand for Crown Castle.

As given under my hand and seal of office this day and year aforesaid. GIVEN under my hand
and seal of office, the day and year aforesaid.

Notary Public

Commission Expires: _____



Wayne Elmer
Fiber Construction Manager
T: (585) 445-5824 | M: (302) 500-1998





SUSSEX COUNTY GOVERNMENT

GRANT APPLICATION

SECTION 1 APPLICANT INFORMATION

ORGANIZATION NAME: CAPE HENLOPEN EDUCATIONAL FOUNDATION
PROJECT NAME: Teacher Grant Program
FEDERAL TAX ID: EIN 51-0403370 OK NON-PROFIT: ☒ YES ☐ NO

DOES YOUR ORGANIZATION OR ITS PARENT ORGANIZATION HAVE A RELIGIOUS AFFILIATION?

☐ YES ☒ NO *IF YES, FILL OUT SECTION 3B.

ORGANIZATION'S MISSION: The Cape Henlopen Educational Foundation (CHEF) exists to develop resources and increase community awareness for the Cape Henlopen School District. Our joint mission is to prepare each student for a healthy, creative, productive life in a diverse and global society.

ADDRESS: 1470 Kings Highway
Lewes DE 19958
(CITY) (STATE) (ZIP)

CONTACT PERSON: Stephanie Martrangelo
TITLE: CHEF Board Member
PHONE: 302-466-0811 EMAIL: Stephanie.sarley@msn.com

TOTAL FUNDING REQUEST: \$2000.00 5,000

Has your organization received other grant funds from Sussex County Government in the last year? ☒ YES ☐ NO

If YES, how much was received in the last 12 months? \$1500.00

If you are asking for funding for building or building improvements, do you own the building in which the funding will be used for? ☐ YES ☒ NO

Are you seeking other sources of funding other than Sussex County Council? ☒ YES ☐ NO

If YES, approximately what percentage of the project's funding does the Council grant represent? 4%

SECTION 2: PROGRAM DESCRIPTION

PROGRAM CATEGORY (choose all that apply)

- | | | |
|--|--|---|
| <input type="checkbox"/> Fair Housing | <input type="checkbox"/> Health and Human Services | <input type="checkbox"/> Cultural |
| <input type="checkbox"/> Infrastructure ¹ | <input type="checkbox"/> Other _____ | <input checked="" type="checkbox"/> Educational |

BENEFICIARY CATEGORY

- | | | |
|---|---|--|
| <input type="checkbox"/> Disability & Special Needs | <input type="checkbox"/> Victims of Domestic Violence | <input checked="" type="checkbox"/> Homeless |
| <input type="checkbox"/> Elderly Persons | <input checked="" type="checkbox"/> Low to Moderate Income ² | <input checked="" type="checkbox"/> Youth |
| <input type="checkbox"/> Minority | <input type="checkbox"/> Other <u>Students : Teachers</u> | |

BENEFICIARY NUMBER

Approximately the total number of Sussex County Beneficiaries served annually by this program:

5500

SECTION 3: PROGRAM SCOPE

- A. Briefly describe the program for which funds are being requested. The narrative should include the need or problem to be addressed in relation to the population to be served or the area to benefit.

NEXT PAGE

This year the Cape Henlopen Educational Foundation has budgeted \$25,000 for teacher grants, scholarships for students in the performing arts, Teacher of the Year awards, and the Caravan of Caring Program. In the current school environment, we are anticipating spending more on this program that provides school supplies to low income and homeless students. We have also supplied and will continue to provide hygiene supplies and mobile phone hot spot gift cards so that students in need can access the internet to do schoolwork.

The Teacher Grant Program allows teachers to create opportunities for students that are not otherwise supported in normal operating budgets.

Our Teacher Grant program is built upon a thorough vetting process and fiscal accountability. All teachers must submit a grant request that identifies the specific education expectations that meet state standards. The grant requests are reviewed by school district administrators and reviewed by the entire CHEF Board. All teachers are expected to submit receipts and a final report.

Attached are two exhibits that support this application. One is the CHEF e- brochure and the 2019-2020 Grant overview sheet.

B. IF RELIGIOUS AFFILIATION WAS CONFIRMED ABOVE IN SECTION 1, PLEASE FILL OUT THE FOLLOWING SECTION. IF RELIGIOUS AFFILIATION WAS NOT CHECKED IN SECTION 1, THIS SECTION MAY BE LEFT BLANK.

A faith-based nonprofit organization is eligible to receive and apply for a grant on the same basis as other nonprofit organizations, with respect to programs which are eligible. In the selection of grantees, the County will not discriminate for or against an organization on the basis of the organization's religious characterization or affiliation. However, certain requests to utilize funding for programs with religious purposes may not be eligible due to constitutional principles of the United States and/or the State of Delaware.

Briefly describe the components of the program that involve religious purposes and the components that involve secular purposes, or non-religious purposes. If both non-religious and religious purposes are involved in the program, this narrative must include the specific actions that will be implemented in order to ensure that the funding is solely used for non-religious purposes and will not be used to advance or inhibit religious or faith-based activities.

After the awarded funds have been made, receipts of the non-religious purchases shall be submitted in accordance with Section 5 below before funds will be disbursed.

N/A

SECTION 4: BUDGET

REVENUE		
Please enter the current support your organization receives for this project (not entire organization revenue if not applicable to request)		
TOTAL REVENUES	25,000	
EXPENDITURES		
Please enter the total projected budget for the project (not entire organization expense if not applicable to request). Example of expenditure items: PERSONNEL-one lump sum that would include benefits, OPERATING COSTS-supplies, equipment, rent/lease, insurance, printing telephone, CONSTRUCTION/ACQUISITION-acquisition, development, rehab hard cost, physical inspections, architectural engineering, permits and fees, insurance, appraisal. (Put amounts in as a negative)		
TOTAL EXPENDITURES	25,000	\$ 0.00
TOTAL DEFICIT FOR PROJECT OR ORGANIZATION		\$ 0.00

SECTION 5: STATEMENT OF ASSURANCES

If this grant application is awarded funding, the CAPE HENLOPEN EDUCATIONAL FOUNDATION agrees that:
(Name of Organization)

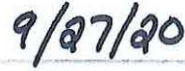
- 1) For non-religious organizations, all expenditures must have adequate documentation and must be expended within one (1) year of receipt of award funds. The funding awarded to the organization must be used in substantial conformity with the anticipated expenditures set forth in the submitted application. All accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.
- 2) For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before the funding is released.
- 3) No person, on the basis of race, color, or national origin, should be excluded from participation in, be denied the benefit of, or be otherwise subjected to discrimination under the program or activity funded in whole or in part by these Grant funds.

SECTION 5: STATEMENT OF ASSURANCES (continued)

- 4) All information and statements in this application are accurate and complete to the best of my information and belief.
- 5) All funding will benefit only Sussex County residents.
- 6) All documents submitted by the applicant are defined as public documents and available for review under the Freedom of Information Act of the State of Delaware.
- 7) All funding will be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious purposes.
- 8) **In the event that the awarded funding is used in violation of the requirements of this grant, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.**



Applicant/Authorized Official Signature



Date



Date


Witness Signature

Completed application can be submitted by:

Email: gjennings@sussexcountyde.gov

Mail: Sussex County Government
Attention: Gina Jennings
PO Box 589
Georgetown, DE 19947

SUSSEX COUNTY COUNCIL NON-PROFIT GRANT PROGRAM
GUIDELINES FOR SUBMITTAL AND AFFIDAVIT OF UNDERSTANDING

The Sussex County Council makes available a limited amount of funding to non-profit organizations that serve the citizens of Sussex County. Each application for funding shall be evaluated by Sussex County administrative staff and shall be subject to final approval from Sussex County Council.

In the attached application, each organization must outline its intended uses for the awarded funding and provide a detailed breakdown of the expenses and costs for such uses. Any funding awarded to the organization must be used in substantial conformity with anticipated expenditures of the submitted application.

All expenditures must have adequate documentation and must be expended within one (1) year of award of funds.

For non-religious organizations, all accounting records and supporting documentation shall be available for inspection by Sussex County within thirty (30) days after the organization's expenditure of the awarded funding, or within one year after the receipt of the awarded funds, whichever first occurs.

For religious organizations, all accounting records and supporting documentation shall be provided for inspection by Sussex County after the award has been made by County Council but before funding is released. Grant is relinquished if supporting documentation is not provided within one year of County Council award.

Certain programs are not eligible for funding pursuant to United States Constitution and State of Delaware Constitution. Those constitutional principles prohibit the use of funding to advance or inhibit religious activities. By signing below, the organization acknowledges that the funding shall be used exclusively for secular purposes, i.e., non-religious purposes and shall not be used to advance or inhibit religious activities.

In the event that such funding is used in violation of the requirements and assurances contained in this grant application, the awarded funding shall be reimbursed to Sussex County within a timeframe designated by Sussex County by written notice.

I acknowledge and represent on behalf of the applicant organization that I have read and understand the above statements.

Stephanio Mastrangelo
Applicant/Authorized Official Signature

[Signature]
Witness Signature

CHEF Board Member
Title Cape Henlopen Educational
9/27/20 Foundation
Date

Hudson
Rev. 02/2019
9/28/2020

Nancy Cordrey

Burton - OK
9-29-2020

From:

Sussex County DE <webmaster@sussexcountype.gov>

Sent:

Monday, September 28, 2020 3:10 PM

To:

Nancy Cordrey

Subject:

Form submission from: Council Grant Form

Council Grant Form

Legal Name of
Agency/Organization

Ocean Waves Quilt Guild Inc

Project Name

Community Service Work

Federal Tax ID

52-2079625 ok

Non-Profit

Yes

Does your
organization or its
parent organization
have a religious
affiliation? (If yes, fill
out Section 3B.)

No

Organization's Mission

Ocean Waves Quilt Guild was established in 1997 exclusively
for charitable and educational purposes.

Address

P.O. Box 63

Address 2

City

Lewes

State

DE

Zip Code

19958-0063

Contact Person

Lana Powell

Contact Title	Funding / Sponsor Chair
Contact Phone Number	3029472619
Contact Email Address	owqgservice@gmail.com
Total Funding Request	\$ 4,000.00
Has your organization received other grant funds from Sussex County Government in the last year?	Yes
If YES, how much was received in the last 12 months?	700.00
Are you seeking other sources of funding other than Sussex County Council?	Yes
If YES, approximately what percentage of the project's funding does the Council grant represent?	.09
Program Category (choose all that apply)	Health and Human Services
Program Category Other	
Primary Beneficiary Category	Low to Moderate Income

Beneficiary Category
Other

**Approximately the
total number of
Sussex County
Beneficiaries served,
or expected to be
served, annually by
this program**

1500

Scope

Ocean Waves Quilt Guild is a local 501c.3 quilt guild with over 300 members, we began in 1997. Our mission is to help the community in all fascists of need and to learn new techniques in quilting. When the COVID crisis hit Sussex County our guild stepped up to help Mountaire by sewing over 6000 masks. We also contributed over 7000 masks to the Beebe Health system and all they serve. We are a dedicated group of sewists who help over 21 local community organizations throughout Sussex County. The list of those we help is extensive. The ones mentioned above are our current focus. We also sew baby quilts for Nanticoke neonatal unit, make heart pillows for breast cancer patients, lap robes for Cheer Centers, pillow cases of love for children undergoing chemotherapy, Quilts of Valor for our Veterans in Delaware, and Angel gowns for families facing the tragic loss of a baby. The list is extensive and requires many yards of fabric, thread and batting materials. We recently were recognized by Governor Carney with the 2019 Outstanding Volunteer of the Year award. We are requesting your support of our guild to help purchase the supplies, material, batting, threads & notions needed to continue our work. Thank you for our consideration.

We rely on our membership dues, second time around sales and mostly our bi-annual quilt show. The 2021 show has been postponed until 2023 due to the COVID crisis. All this has stopped since March 2020, yet we still donate to all of our charities. Your donation to our guild would help tremendously in our ability to continue to support Sussex County in all aspects of need.

Religious Components

Please enter the
current support your
organization receives
for this project (not
entire organization
revenue if not
applicable to request)

0.00

Description

Material fabric, threads, notions, batting

Amount

4,000.00

Description

Amount

Description

Amount

Description

Amount

Description

Amount

Description

Amount

Description

Amount

Description

Amount

TOTAL EXPENDITURES	4,000.00
TOTAL DEFICIT FOR PROJECT OR ORGANIZATION	-4,000.00
Name of Organization	Ocean Waves Quilt Guild, Inc.
Applicant/Authorized Official	Lana Powell
Date	09/28/2020
Affidavit Acknowledgement	Yes

Mark as Spam in D3 Forms. Please do not mark as spam in your email client, as it will result in you no longer receiving D3 Forms notifications. Feel free to email info@d3forms.com with any questions.

**Council District 5 (Rieley) & District 2 (Wilson)
Tax I.D. Nos. 133-7.00-8.01 & 133-11.00-105.00
911 Address: 26026 Patriots Way, Georgetown & None Available**

ORDINANCE NO. ____

AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A I-1 INSTITUTIONAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 186.98 ACRES, MORE OR LESS

WHEREAS, on the 3rd day of September 2020, a zoning application, denominated Change of Zone No. 1930 was filed on behalf of Indian River School District; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Change of Zone No. 1930 be _____; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County has determined, based on the findings of facts, that said change of zone is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County,

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article II, Subsection 115-7, Code of Sussex County, be amended by deleting from the Comprehensive Zoning Map of Sussex County the zoning classification of AR-1 Agricultural Residential District and adding in lieu thereof the designation I-1 Institutional District as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Dagsboro Hundred, Sussex County, Delaware, and lying on the east and west side of Patriot's Way and being more particularly described in the attached legal description prepared by Griffin & Hackett and Haller & Hudson, said parcel containing 186.98 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

To Be Introduced 10/06/20

**Council District 4 - Hudson
Tax I.D. No. 134-17.00-12.02
911 Address: None Available**

ORDINANCE NO. ____

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 AND TO AMEND THE CONDITIONS OF APPROVAL OF CHANGE OF ZONE 1768 (ORDINANCE 2411) FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 5.253 ACRES, MORE OR LESS

WHEREAS, on the 15th day of September 2020, a zoning application, denominated Change of Zone No. 1931 was filed on behalf of Lighthipe, LLC; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Change of Zone No. 1931 be _____; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County has determined, based on the findings of facts, that said change of zone is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County,

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article II, Subsection 115-7, Code of Sussex County, be amended by deleting from the Comprehensive Zoning Map of Sussex County the zoning classification of AR-1 Agricultural Residential District and adding in lieu thereof the designation MR-RPC Medium Density Residential District - Residential Planned Community as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Baltimore Hundred, Sussex County, Delaware, and lying on the north side of Muddy Neck Road (S.C.R 361) approximately 0.52 mile southeast of Parker House Road (S.C.R 362) and being more particularly described in the attached legal description prepared by Davis, Bowen, and Friedel, Inc., said parcel containing 5.253 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

**Council District 3 - Burton
Tax I.D. No. 335-8.00-40.00 (part of)
911 Address: 1005 Kings Highway, Lewes**

ORDINANCE NO. ____

AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A C-3 HEAVY COMMERCIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES AND REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 0.78 ACRE, MORE OR LESS

WHEREAS, on the 29th day of September 2020, a zoning application, denominated Change of Zone No. 1932 was filed on behalf of Jeff-Kat, LLC; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Change of Zone No. 1932 be _____; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County has determined, based on the findings of facts, that said change of zone is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County,

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article II, Subsection 115-7, Code of Sussex County, be amended by deleting from the Comprehensive Zoning Map of Sussex County the zoning classification of AR-1 Agricultural Residential District and adding in lieu thereof the designation C-3 Heavy Commercial District as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land lying and being situate in Lewes and Rehoboth Hundred, Sussex County, Delaware, and lying on the east side of Kings Highway (Route 9) approximately 900 feet southeast of Theodore C. Freeman Highway (S.C.R 23) and being more particularly described in the attached legal description prepared by Atlantic Surveying and Mapping, LLC, said parcel containing 0.78 acre, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

**Council District 4: Hudson
Tax I.D. No. 234-23.00-51.00
911 Address: 33602 Samantha Drive, Millsboro**

ORDINANCE NO. ____

AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT AND GR GENERAL RESIDENTIAL DISTRICT FOR A LANDSCAPING BUSINESS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 3.18 ACRES, MORE OR LESS

WHEREAS, on the 3rd day of September 2020, a conditional use application, denominated Conditional Use No. 2243 was filed on behalf of Keith Twardowski; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Conditional Use No. 2243 be _____; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County determined, based on the findings of facts, that said conditional use is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County, and that the conditional use is for the general convenience and welfare of the inhabitants of Sussex County.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article VI, Subsection 115-22 and 115-39, Code of Sussex County, be amended by adding the designation of Conditional Use No. 2243 as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land, lying and being situate in Indian River Hundred, Sussex County, Delaware, and lying on the north side of Friendship Road (S.C.R. 306A), approximately 0.36 mile southwest of Indian Mission Road (Route 5), and being more particularly described in the attached legal description prepared by Larry W. Fifer, Esquire, said parcel containing 3.18 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.

**Council District 2 - Wilson
Tax I.D. No. 530-9.00-53.01
911 Address: 8354 Hickman Road, Greenwood**

ORDINANCE NO. ____

AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A GROCERY STORE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 1.39 ACRES, MORE OR LESS

WHEREAS, on the 3rd day of September 2020, a conditional use application, denominated Conditional Use No. 2244 was filed on behalf of Ramon A. Mendez and Alma Mendez; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the Planning and Zoning Commission of Sussex County and said Planning and Zoning Commission recommended that Conditional Use No. 2244 be _____; and

WHEREAS, on the ____ day of _____ 2020, a public hearing was held, after notice, before the County Council of Sussex County and the County Council of Sussex County determined, based on the findings of facts, that said conditional use is in accordance with the Comprehensive Development Plan and promotes the health, safety, morals, convenience, order, prosperity and welfare of the present and future inhabitants of Sussex County, and that the conditional use is for the general convenience and welfare of the inhabitants of Sussex County.

NOW, THEREFORE, THE COUNTY OF SUSSEX HEREBY ORDAINS:

Section 1. That Chapter 115, Article 115, Subsection 115-22, Code of Sussex County, be amended by adding the designation of Conditional Use No. 2244 as it applies to the property hereinafter described.

Section 2. The subject property is described as follows:

ALL that certain tract, piece or parcel of land, lying and being situate in Northwest Fork Hundred, Sussex County, Delaware, and lying on the south side of Hickman Road (Route 16), approximately 1,600 feet east of Scotts Store Road (Route 36), and being more particularly described in the attached legal description prepared by Haller & Hudson, said parcel containing 1.39 acres, more or less.

This Ordinance shall take effect immediately upon its adoption by majority vote of all members of the County Council of Sussex County, Delaware.