

MICHAEL H. VINCENT, PRESIDENT  
SAMUEL R. WILSON JR., VICE PRESIDENT  
ROBERT B. ARLETT  
GEORGE B. COLE  
JOAN R. DEEVER



2 THE CIRCLE | PO BOX 589  
GEORGETOWN, DE 19947  
(302) 855-7743 T  
(302) 855-7749 F  
sussexcountyde.gov

# Sussex County Council

## AGENDA

APRIL 5, 2016

10:00 A.M.

### Call to Order

### Approval of Agenda

### Approval of Minutes

### Reading of Correspondence

### Public Comments

### Patti Grimes, Executive Director, The Freeman Stage at Bayside – Program Update

### Todd Lawson, County Administrator

1. Proclamation – National Service Recognition Day
2. Wastewater Agreement No. 1015-2  
Sussex County Project No. 81-04  
Americana Bayside – Village C – Phase 1C  
Fenwick Island Sanitary Sewer District
3. Legislative Update
4. Administrator's Report

### Robert Lee, Sheriff

1. Proposed Resolution Relating to the Constable Commission for the Sheriff and Deputy Sheriffs



**10:30 a.m. Public Hearing**

**Change of Zone No. 1795 filed on behalf of Bay Forest Club, LLC, c/o Natelli Communities, Inc.**

**“AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM A MR-RPC MEDIUM DENSITY RESIDENTIAL DISTRICT – RESIDENTIAL PLANNED COMMUNITY TO A MR-RPC MEDIUM DENSITY RESIDENTIAL DISTRICT – RESIDENTIAL PLANNED COMMUNITY FOR THE PURPOSE OF CORRECTING THE NUMBER OF UNITS FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 385 ACRES, MORE OR LESS” (located east of Road 347 (Whites Neck Road) and north of Road 349 (Old Mill Road) (Tax Map I.D. No. 134-8.00-15.02 and numerous other parcels) (911 Address: None Available)**

**Hans Medlarz, County Engineer**

1. Wolfe Neck Regional Wastewater Treatment and Spray Irrigation Facility Update
2. Request to Petition Tidewater Utilities, Inc., for Inclusion in their Water Service Territory

**John Ashman, Director of Utility Planning**

1. Proposed Herring Creek Area Sewer and Water District Update

**Joe Wright, Assistant County Engineer**

1. Sussex Shores Subdivision – Roadway Improvements, Project 14-13B
  - A. Recommendation to Award

**Patti Deptula, Director of Special Projects**

1. Proposed Pinetown Chapter 95 Streetlighting Project

**Old Business**

**Conditional Use No. 2036  
Jimi Kellogg**

**Conditional Use No. 2037  
Gilbert J. Bernoski, Jr.**

**Grant Requests**

1. Indian River School District for student mentoring program at John M. Clayton Elementary School
2. Lewes Senior Citizens Center, Inc., for building addition costs
3. Paul Laurence Dunbar Elementary School for Dunbar Dash 5K/Wellness Walk

**Introduction of Proposed Zoning Ordinances**

**Council Members' Comments**

**Executive Session – Job Applicants' Qualifications, Personnel, and Land Acquisition pursuant to 29 Del. C. §10004(b)**

**Possible Action on Executive Session Items**

**1:30 p.m. Public Hearings**

**Conditional Use No. 2039 filed on behalf of Performance Injection Equipment Co., LLC**

**“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR MANUFACTURING AND INSTALLATION OF PERFORMANCE AUTOMOTIVE PARTS AND ACCESSORIES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 34,740 SQUARE FEET, MORE OR LESS” (located northeast corner of DuPont Boulevard (U.S. Route 113) and Betts Lane (Tax Map I.D. No. 133-6.00-110.00) (911 Address: 24994 Betts Lane, Georgetown)**

**Change of Zone No. 1789 filed on behalf of Good Earth Market, LLC**

**“AN ORDINANCE TO AMEND THE COMPREHENSIVE ZONING MAP OF SUSSEX COUNTY FROM AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO A CR-1 COMMERCIAL RESIDENTIAL DISTRICT FOR A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 10.17 ACRES, MORE OR LESS” (located south of Atlantic Avenue (Route 26), approximately 1,800 feet west of Roxana Road (Route 17) (Tax Map I.D. No. 134-11.00-181.00, 181.01, 181.02 & 181.03) (911 Address: 31806 Good Earth Market Lane, Ocean View)**

**Conditional Use No. 2038 filed on behalf of Good Earth Market, LLC**

**“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN A CR-1 COMMERCIAL RESIDENTIAL DISTRICT FOR MULTI-FAMILY DWELLING STRUCTURES TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN BALTIMORE HUNDRED, SUSSEX COUNTY, CONTAINING 4.75 ACRES, MORE OR LESS” (located south of Atlantic Avenue (Route 26), approximately 1,800 feet west of Roxana Road (Route 17) (Tax Map I.D. No. 134-11.00-181.03) (911 Address: 31806 Good Earth Market Lane, Ocean View)**

**Adjourn**

\*\*\*\*\*

Sussex County Council meetings can be monitored on the internet at [www.sussexcountyde.gov](http://www.sussexcountyde.gov).

\*\*\*\*\*

In accordance with 29 Del. C. §10004(e)(2), this Agenda was posted on March 29, 2016, at 4:15 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 listed may be considered out of sequence.

###