

**COUNTY COUNCIL**

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**Sussex County**

DELAWARE  
sussexcountyde.gov  
(302) 855-7743

**SUSSEX COUNTY COUNCIL**

**AGENDA**

**July 16, 2024**

**1:00 P.M.**

**Call to Order**

**Approval of Agenda**

**Approval of Minutes - June 25, 2024**

**Reading of Correspondence**

**Public Comments**

**Gina Jennings, Finance Director**

1. **Recognition of Retirees**
  - a. **Denise Burns**
  - b. **Thomas Jefferson, Jr.**
2. **Administrator's Report**

**Andrea Wall, Manager of Accounting**

1. **Federal Payment in Lieu of Taxes**



**Hans Medlarz, County Engineer, Ret.**

1. **Wolfe Runne, Project S20-13**
  - A. **Reject all bids**
2. **Inland Bays Regional Wastewater Treatment Facility (IBRWF)**
  - A. **Engineer of Record Designation for the IBRWF Phase 2 Project**
  - B. **Selection of the IBRWF Phase 2 Project Implementation Method**
  - C. **GHD, Inc. - Amendment 26**
3. **South Coastal WRF Treatment Process Upgrade No.3 & Rehoboth Beach WTP Capital Improvement Program, Phase 2**
  - A. **M.F. Ronca – Change Order 35, General Construction, Project C19-11**
4. **Delivery of Seed and Chemicals, Project M23-06**
  - A. **Motion Clarification**

**Mark Parker, Assistant County Engineer**

1. **Starlight Meadows Road Improvements, Project T24-07**
  - A. **Substantial Completion & Balancing Change Order**

**Grant Requests**

1. **Off Street Sports Performance, Inc. for their Off Street Sports Performance program**
2. **Harry K Foundation for their Desert Oasis Feeding program**
3. **Misphillion Performance Series for their concert series**
4. **Autism Delaware, Inc. for their Snowflake Soiree event**
5. **Town of Delmar for their State Street park shade project**
6. **Chamber of Commerce for Greater Milford, Inc. for their Riverwalk Freedom Festival**

**Introduction of Proposed Zoning Ordinances**

**Council Members' Comments**

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

1. **Jefferson Lodge Annexation of the Sussex County Unified Sanitary Sewer District (West Rehoboth Area)**
2. **Bayard Commons Annexation of the Sussex County Unified Sanitary Sewer District (Miller Creek Area)**
3. **Marvel Minor Subdivision Annexation of the Sussex County Unified Sanitary Sewer District (Holts Landing Area)**
4. **[Conditional Use No. 2427 filed on behalf of Joshua L. Wharton](#)**

**“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL 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 8.51 ACRES, MORE OR LESS” (property lying at the end of Alma’s Way, approximately 0.25 mile east of Wil King Road [S.C.R. 288]) (911 Address: N/A) (Tax Map Parcel: 234-6.00-66.00)**

5. **[Conditional Use No. 2418 filed on behalf of Nanticoke Indian Association](#)**

**“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A MODIFICATION OF CONDITIONS OF APPROVAL RELATING TO CONDITIONAL USE NO. 1018 TO MODIFY BUILDING SIZE LIMITATIONS TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN INDIAN RIVER HUNDRED, SUSSEX COUNTY, CONTAINING 0.915 ACRE MORE OR LESS” (property lying on the south side of John J. Williams Highway [Rt. 24] approximately 200 ft. west of Layton Davis Road [S.C.R. 312A]) (911 Address: 27073 John J. Williams Highway, Millsboro) (Tax Map Parcel: 234-29.00-53.00)**

6. **[Conditional Use No. 2422 filed on behalf of Garden Estates, Inc](#)**

**“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT TO MODIFY CONDITIONAL USE NO. 1094 (ORDINANCE 998) TO ALLOW FOR THE ADDITION OF TWO WAREHOUSES, IN ADDITION TO THE RETAIL SALE OF WHOLESALE NURSERY PRODUCTS, FARM PRODUCTS, FERTILIZERS, POTS, GARDENING EQUIPMENT, ETC., TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN NANTICOKE HUNDRED, SUSSEX COUNTY, CONTAINING 5.01 ACRES, MORE OR LESS” (property lying on south side of Seashore Highway [Rt. 18], approximately 0.83 mile northwest of State Forest Rd. [S.C.R.579]) (911 Address: 13418 Seashore Highway, Georgetown) (Tax Map Parcel: 231-6.00-24.02)**

7. [Conditional Use No. 2414 filed on behalf of Justice Boyz Properties, LLC](#)

**“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A CONTRACTOR OFFICE AND STORAGE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN DAGSBORO HUNDRED, SUSSEX COUNTY, CONTAINING 4.72 ACRES MORE OR LESS” (property lying on the east side of Millsboro Highway [Rt. 30], approximately 0.89 mile south of Laurel Road [Rt. 24]) (911 Address: 32605 Millsboro Highway, Millsboro) (Tax Map Parcel: 233-13.00-1.04)**

8. [Conditional Use No. 2463 filed on behalf of Chickberry Farms Events, LLC](#)

**“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR AN EVENT VENUE TO BE LOCATED ON A 5.0 ACRE PORTION, MORE OR LESS, OF A CERTAIN PARCEL OF LAND LYING AND BEING IN BROAD CREEK HUNDRED, SUSSEX COUNTY, CONTAINING 140.12 ACRES, MORE OR LESS” (property lying on the east side of Jestice Farm Road [S.C.R. 449A], approximately 0.25 mile north of Laurel Road [Rt. 24]) (911 Address: 32099 Jestice Farm Road, Laurel) (Tax Map Parcel: 232-19.00-45.00 [p/o])**

9. [Conditional Use No. 2431 filed on behalf of Play It Safe, LLC](#)

**“AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR A PROFESSIONAL OFFICE TO BE LOCATED ON A CERTAIN PARCEL OF LAND LYING AND BEING IN LEWES & REHOBOTH HUNDRED, SUSSEX COUNTY, CONTAINING 0.26 ACRE, MORE OR LESS” (property lying on the east side of Savannah Road [Rt. 9] at the intersection of Savannah Road [Rt. 9] and Quaker Road, approximately 0.33-mile northeast of Westcoats Road [Rt. 12]) (911 Address: 1510 Savannah Road, Lewes) (Tax Map Parcel: 335-12.06-10.00)**

**Adjourn**

**-MEETING DETAILS-**

In accordance with 29 Del.C. §10004(e)(2), this Agenda was posted on July 9, 2024 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 may be considered out of sequence.

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

The County provides 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://sussexcountyde.gov/agendas-minutes/county-council>.