

**MINUTES OF THE MILLVILLE
TOWN COUNCIL MEETING
May 8, 2018 @ 7:00 PM**

In attendance were Mayor Bob Gordon, Deputy Mayor Steve Maneri, Treasurer Susan Brewer, Secretary Peter Michel, Council Member Ronald Belinko, Town Manager Debbie Botchie, Town Solicitor Seth Thompson, GMB Representative Andrew Lyons Jr., and Town Clerk Matt Amerling.

1. CALL MEETING TO ORDER

Mayor Bob Gordon called the meeting to order at 7:00 p.m.

2. PLEDGE OF ALLEGIANCE TO THE FLAG

3. ROLL CALL

Mayor Gordon stated everyone was present. Mayor Gordon stated item ten (10), the firearm discharge ordinance, on tonight's agenda will be moved to the top of the items reviewed, making it number eight (8).

4. ADOPTION OF TOWN COUNCIL MINUTES AND NOTES

A. Adoption of Town Council Minutes – April 10, 2018

B. Adoption of Town Council Workshop Minutes – April 24, 2018

Deputy Mayor Steve Maneri motioned to adopt the April 10, 2018, Town Council meeting minutes, and the April 24, 2018, Town Council Workshop meeting minutes. Council Member Ronald Belinko seconded the motion. Motion carried 5-0.

5. FINANCIAL REPORT – Treasurer Susan Brewer

A. April 2018

Treasurer Susan Brewer read the Financial Report for the month ending 4/30/18.

April 30, 2018:

General Revenue: \$ 37,797. Restricted Revenue: \$ 182,537.

General Expenses: 51,860. Restricted Expenses: 190,341.

6. ADMINISTRATIVE MATTERS

A. Administrative Report for April 2018 – Town Manager

There were no comments.

7. CITIZENS' PRIVILEGE, VISITORS, PRESENTATIONS & APPOINTMENTS

Mayor Bob Gordon stated this week, May 6 through 12, marks Municipal Clerks Week, and the Town recognizes Town Clerk Matthew Amerling, who has been Town Clerk for about six (6) years now and the Town gratefully thanks Mr. Amerling for his service. Mayor Gordon presented Mr. Amerling with the proclamation.

Mr. Dave Moeller, of Blue Heron Drive, stated he would like to know the update on the proposed road-side cleaning he presented at the last couple of meetings. Mr. Ronald Lips, of Juniper Court, stated he also would like to see what the Town can do to help get a campaign to keep Millville beautiful, and there's got to be a way to enforce the laws to keep the Town clean. Mr. Frank Vigna, of Blue Heron Drive, stated because people have to pay to have their trash picked up, he finds trash bags tied up and put out on the street, along the road, and it just makes it look bad. Deputy Mayor Steve Maneri stated, regarding Mr. Vigna's comments, Millville by the Sea (MBTS) residents just had a clean-up along Substation Road, and Mr. Maneri missed one (1) bag on the road going down toward Central Avenue, so Mr. Maneri will dispose of it tonight. Town Manager Debbie Botchie stated the last time she spoke with Mr. Moeller, she told him the Town was waiting for the weather to break and be more consistently nice, which it hasn't, but the Town does want to collectively get together and organize a group for this trash clean-up, and hopefully DelDOT will participate with us.

Ms. Michelle Lips, of Juniper Court, stated she is very concerned about how often the Millville Volunteer Fire Company (MVFC) siren goes off and disturbs residents throughout the night and early morning hours. Ms. Lips stated most fire stations have remote controls or public announcement (P.A.) systems that wouldn't inflict as much noise upon the community. Mr. Harold Lloyd, of Whites Neck Road, stated if a siren goes off at 4:30 in the morning or whenever, and it interrupts someone's sleep, the person can realize their spouse is with them and safe, their house is safe and not on fire, their children are there and safe, and the person can roll over and go back to sleep. Ms. Valerie Faden, of Beach Plum Drive, stated in today's day and age, there are ways to manage alarms without disturbing the public just like Bethany Beach and many other fire companies do, and the MVFC could utilize alternative methods for notifying staff instead of a method that disturbs the public.

8. OLD BUSINESS

- A.** Discuss and possible vote on Ordinance 19-01. *Synopsis:* Ordinance 19-01 will add a restriction of discharging firearms and similar weapons within the Town of Millville, with the express exception for law enforcement officers performing official duties, as well as the justification defenses as codified in Title 11, Sections 462 through 471 of the Delaware Code. At the April 24, 2018, Council Workshop meeting, Council heard from a resident who suggested conditions to put into the ordinance. Those suggestions were entered into the current ordinance draft.

Town Solicitor Seth Thompson stated the suggestions entered were along with the exception of police officers and their performance of duties, a property owner on his or her parcel of land that is at least fifteen (15) acres, except within two-hundred (200) yards of any residence or within fifteen (15) yards of any road serving more than just that parcel; or a person on a parcel of land at least fifteen (15) acres that is carrying written permission from an owner of that parcel, except within two-hundred (200) yards of any residence or within fifteen (15) yards of any road serving more than just that parcel.

Ms. Cathy Scheck, of Millville by the Sea, stated this is an issue, especially when there

are more and more residential communities. Ms. Scheck stated she lives on Pembroke Lane, which backs up to Substation Road and Beaver Dam Road, and there is a parcel behind her that concerns her with people shooting on it. Ms. Scheck stated it is very disconcerting and she doesn't have a problem with legal gun ownership, but as there are more people moving to the area, traffic, kids and pets, it's a challenge that has to be addressed as the area will only get more crowded. Mr. Thompson stated, just to be clear, the ordinance doesn't affect gun ownership, transportation or quantity but just discharge of a firearm.

Mr. Ted Banks, of Banks Wines & Spirits, stated he was concerned about this ordinance but after hearing the amendments to the ordinance, he thinks the suggestions are fair. Mr. Banks stated his family has been here for four (4) generations, hunting is what they do, and he'd hate to see something like that taken away from them. Mr. Banks stated his thanks to the Town for its proposed amendments.

Mr. David Hudson, of River Drive, stated he does appreciate the Town coming up with the proposed amendments and thinks they are fair. Mr. Hudson stated it's unfortunate someone's house got shot, and the person responsible should be held accountable. Mr. Hudson stated he has farm in Millville, it's their way of life, and with all the building, there is an overcrowding of geese and deer, which damage his crops; so hunting and keeping the population in check is vital to protect their farm land and crops.

Mr. Maneri asked if the Town can draw hunting lines where a person cannot hunt around residential areas. Mr. Thompson stated the Town could draw a map based on this ordinance but the map doesn't need to be included in the ordinance, and the map would always have to evolve as there is more building and so if this map was included in the ordinance, Council would always have to be approving a new ordinance with every new building going up. Mr. Maneri asked about County property and the location of the discharge Ms. Scheck noticed. Mr. Thompson stated the Town can only regulate what's in Town limits.

Mayor Gordon motioned to adopt Ordinance 19-01 as presented tonight. Council Member Peter Michel seconded the motion. Motion carried 5-0.

MOTION TO ENTER PUBLIC HEARING

Council Member Susan Brewer motioned to enter Public Hearing at 7:30 p.m. Mayor Gordon seconded the motion. Motion carried 5-0.

9. NEW BUSINESS

A. Public Hearing Notice – Secretary

B. Written Comments – Town Manager

There were no written comments.

C. Discuss a Conditional Use Application submitted by Davis, Bowen & Friedel, Inc. on

behalf of Millville Residential, LLC for the Millville Town Center 3 Subdivision. The proposed subdivision is located on TMP#134-12.00-396.00 and zoned RPC. Synopsis: The applicant is requesting a conditional use for 24 townhomes on less than 10 acres; the existing parcel is 4.2892 acres. The Millville Planning & Zoning Committee (P&Z) approved 2-0 to recommend to Town Council to approve the Conditional Use Application at its March 9, 2018, P&Z Meeting.

Mr. Ring Lardner, of Davis, Bowen & Friedel, Inc., stated he is here tonight with Mr. Bill Krapf, of Millville Residential LLC, and they are requesting a conditional use to allow twenty-four (24) townhouses on approximately 4.28 acres of land. Mr. Lardner stated the site is located along Dukes Drive, and maintained by DeIDOT, with vacant land to the north and the park and Mr. Lord's property located to the south. Mr. Lardner stated the roads and overflow parking will be owned by condominium association, the water will be provided by Tidewater, and the sewer will tie into County to an existing stub at Route 26 and Dukes Drive. Mr. Lardner further stated there will be sidewalks along both sides of the road except along the flag portion where a sidewalk will only be located along the north side of the road. Mr. Lardner stated this parcel was zoned as a Residential Planned Community (RPC), intended to be a part of the larger Millville residential project, thus the mixed-use component. Mr. Lardner stated the units are approximately twenty-two (22) feet wide by sixty (60) feet deep, at three (3) stories high with garage and parking in the front. Mr. Lardner stated in addition, they have provided thirteen (13) overflow parking spaces per unit with a total parking of 2.5 spaces per unit. Mr. Lardner stated stormwater management has been viewed and approved by Sussex Conservation District (SCD) with a bioretention area. Mr. Lardner stated the flag portion of the property is fifty (50)-feet wide and they are proposing a forty (40)-foot utility easement to serve the parcel. Mr. Lardner further stated the open space will be 52% of the total site area. Mr. Lardner stated they have received comments from GMB and all comments have been satisfactorily addressed. Mr. Lardner stated one GMB comment he feels should be addressed now is the overall requirement of 25% of active open space on one (1) acre of land, which they meet for this project, but the active proponent would require possibly 2.2 acres of land, of which, given the unique shape of the lot, they are not able to provide. Mr. Lardner stated he and the owner are requesting is to donate to the Town park as an offset to provide about fifty (50) feet from this site which would be more beneficial use to the public. Mr. Lardner stated he thinks there's a way both the Town park and this project can benefit from working together.

Mayor Gordon asked if all of these units have garages in them and are three (3) stories. Mr. Lardner stated yes. Mayor Gordon asked if all the units will be twenty-two (22) feet wide. Mr. Lardner stated there are three (3) units – D-5, B-1, and A-1 – which will be twenty-eight (28) feet wide but all the rest will be twenty-two (22). Mr. Andrew Lyons Jr., of GMB, stated GMB has reviewed the plans, and what the developer is requesting tonight is to be able to build the 24 units on this property. Mr. Lyons stated while reviewing the Town Code, the developer is allowed twenty-two (22) units, and it has to be mixed use, so the 24 units of only a single use of townhomes is why they are requesting a conditional use tonight. Mr. Lyons stated given the nature of the lot, it is conducive to the request. Mr. Thompson stated, from the legal department, the mixed use – as opposed to being residential and commercial – is really a mixed type of house. Mr. Thompson stated the

RPC calls for at least forty percent (40%) being single family detached, but you also have to have two (2) other types of housing units; so you can have townhomes, but you have to have at least one (1) multi-family dwelling. Mr. Lyons stated there was a plan approved before and the applicant just resubmitted with less density.

Mr. Maneri asked if Council approves this, how would people get from the units to the Town park? Mr. Lardner stated people would have to walk down Mountain Laurel Court, where there is an easement through Mr. Lord's property. Mr. Maneri asked if the units will be sold with the incentive of there being park land. Mr. Lardner stated the Town park would be sold as an amenity, but it would not be an amenity the buyer would have to pay for. Mr. Thompson stated procedurally this is only at the conditional use step as opposed to the final site plan or anything like that (preliminary plan), so, in terms of what the Town Code does with regard to conditional uses, Council has to look to see that because of the nature of the use, the importance of the relationship to the comprehensive plan and possible impact not only on neighboring properties but on the large section of the Town, Council has to use judgement on location and a site plan is required. Mr. Thompson stated in terms of what standard Council is going to apply in considering a conditional use, Council has to make sure it's not in conflict with the comprehensive plan, that the public health, safety, morals and general welfare will not adversely be affected, there is adequate off-street parking, and that necessary safeguards will be provided for the protection of surrounding property, persons and neighborhood values. Mr. Thompson further stated Council is allowed to include limitations or conditions as to ownership or use. Mr. Lyons stated the applicant still has to go through the preliminary site plan process and the final site plan process. Mr. Thompson stated yes, and he realizes there is a very detailed plan being reviewed tonight and the applicant didn't have to provide this plan for tonight's presentation. Mr. Thompson stated tonight's conditional use request is only for putting a single use (of townhomes) on the property rather than a mixed use of product. Mayor Gordon asked if a conditional use is normally ten (10) acres. Mr. Thompson stated no, normally an RPC is 10 acres, but the Town Code does allow for a property adjacent to an existing RPC to total up to 10 acres. Mr. Lardner stated yes, the property is adjacent to Mr. Lord's property and the Villas at Cedar Cove parcel, both of which are zoned RPC as well as this parcel. Mr. Thompson stated no matter what Council decides tonight, the property under review tonight is zoned RPC and nothing is changing that; and the Town is not changing the district in terms of zoning, but rather the applicant is asking for a conditional use instead of having to comply with the normal RPC requirements in terms of the mixed use housing.

Mayor Gordon stated the concern is also when you're looking at 24 townhouses on 4.62 acres, so it's kind of like shoving it all in there and hoping it all fits. Mayor Gordon stated he was also concerned when Mr. Lardner mentioned utilizing some of the Town park property to save the applicant from the amenities, or to make the Town a deal by saying you'll give the Town some land. Mr. Lardner stated his choice of words was wrong and the open space on the applicant's property would have to be their responsibility to maintain, the water and sewer is going to come to the site as well and the applicant knows the Town park also needs water and sewer, so Mr. Lardner didn't mean it as some deal but rather just stating it is needed by both. Mr. Lardner stated he's known his client for over thirteen (13) years and knows they like to help with improving the community, and they think this is a

way to help the Town and not have a small, active open space where the larger space is adjacent. Ms. Botchie stated with the RPC, it is 6.2 units per acre, and MBTS is already eight (8) units per acre. Mr. Lardner stated this plan was at twenty-eight (28) total but was reduced to twenty-four (24). Ms. Botchie stated she saw an earlier plan where it was thirty-two (32) in total.

Mr. Thompsons stated it sounds like the density, which Council has to look at the shape of the parcel, but really it's the lack of being able to mix in different types of housing products and that is what the conditional use is about tonight and what the applicant is applying for. Council Member Ronald Belinko asked if the first version of the conditional use was set before the purchase of the Town park. Ms. Botchie stated before the park. Mr. Belinko asked what the applicant would do with the open space if the park were not there. Mr. Lardner stated they have the 2.22 acres to put toward open space for this property.

D. Residents/Property Owner Comments & Questions

Mr. Glen Faden, of Beach Plum Drive, stated he is here tonight to state his opposition to this application tonight, and it is based on the March 8, 2018, letter from Davis, Bowen & Friedel sent to the Town regarding said conditional use application. Mr. Faden stated under item one (1) in the letter, Town Code Section 155-11, Paragraph B, Item 2, requires a mix of residential dwellings within an RPC, and we are against the proposed conditional use for only townhomes. Mr. Faden stated with reference to the adjacent parcel 134-12.00-411.02, it is greater than ten (10) acres, which is consistent with the Town Code, unlike the Millville Town Center 3 parcel. Mr. Faden stated on item three (3), even though the land was subdivided in Plat Book seventy-three (73), page 328, and recorded on January 30, 2002, creating the subdivision Parcel 1 consisting of 4.28 acres and Parcel 2 consisting of 5.00 acres, it does not conform to Town Code Section 155-11, Paragraph H, where parcels less than ten (10) acres may be joined with adjacent parcels as part of an RPC if the total of all said parcels is ten (10) acres; parcels 1 and 2 together equal 9.28 acres and therefore should be denied conditional use. Mr. Faden stated on item four (4), the subject parcel preliminary site plan does not conform to Town Code Section 155-11, Paragraph M, Item 2, Part C, in that it does not have a required 1.07 acres of open space and therefore should be denied conditional use. Mr. Faden further stated a proposed donation to the park cannot offset or excuse Code requirements. Mr. Faden stated on item five (5), the subject parcel does not conform to Town Code Section 155-11, Paragraph M, Item 3, Part B, and Davis, Bowen & Friedel comments admit there is insufficient land to plant trees and construct a road; therefore conditional use should be denied. Mr. Faden further stated alternative lower density site plans could be developed for the subject parcel conforming to existing Town Codes. Mr. Faden stated on item six (6), Davis, Bowen & Friedel comments state the Millville Town Center 3 is not a subdivision so this chapter of the Code 125-25, does not apply. Mr. Faden stated as presented in item 3, the subject parcel was originally part of a larger parcel that was subdivided into two (2) parcels, creating subject parcel 1 of 4.2 acres, therefore Section 125-25 of the Code is applicable, and, in essence, the proposed plan wants to “stuff ten (10) pounds of material into a five (5)-pound bag” – it doesn't fit and doesn't conform to Town Code – so there are alternatives and do not bend the rules of existing codes because they are there for a reason.

Mr. Pat Plocek, of Blue Heron Drive, stated as part of the Town's Park & Recreation Committee, Mr. Plocek has concerns with this parcel in that by increasing the density, the Town is also increasing a lot of traffic that will be right next to the park facility itself and the park is not fenced in so any children could find their way to the Town Center 3 parcel; and safety-wise, Mr. Plocek doesn't think the Town should be doing anything to increase the traffic flow next to the park. Mr. Plocek asked how the Town can say to the next property owner that the Town gave away all the density of the 10-acre two parcels to this parcel so now the property owner will have to do something else with lesser density with your property because it's already been given away to someone else. Mr. Plocek stated the applicant cannot require another property owner to meet the requirements they are not making.

Mr. Dave Moeller, of Blue Heron Drive, stated the 2008 Town Comprehensive Plan completely underestimated the number of population moving to the area, and because of the higher numbers, Mr. Moeller thinks of this plan tonight and wonders why we would make a bad situation worse. Mr. Moeller stated if this is approved, what is to say the guy who owns the lot next to him won't then turn around and say "it's my turn" to put 24 townhomes (in less than 10 acres). Mr. Moeller stated townhomes tend to bring in a lot of rentals and those people who come to rent a property and are visitors are "a lot harder on the property" than people who live in the area. Mr. Moeller stated he thinks the Town will put a lot of stress on the park and there will be a lot more use than the Town bargained for.

Mr. Pat Nothnagel, of Juniper Court, stated when he first bought his home, there was a real struggle with Ryan Homes and Mr. Capano, who is also behind this application. Mr. Nothnagel stated this is a case of just trying to jam in something that doesn't fit.

Mr. Lardner stated the RPC zoning district allows 6.2 units per acre, and if the parcel is 10 acres, the 6.2 units per acre is still allowed. Mr. Lardner stated again, the conditional use for tonight did not require a site plan, but just a sketch, and he and Mr. Krapf went above and beyond by providing a site plan. Mr. Lardner stated a lot of the comments tonight are site plan-related items, and the Town P&Z Committee did review and recommend 2-0 an approval on this conditional use (at its March 9, 2018, meeting). Mr. Lardner stated the plan is consistent with the comprehension plan, and a conditional use means it's for a unique situation that applies only to this particular parcel; and it is not a precedent for other future parcels since you have to address conditional uses on a parcel-by-parcel basis. Mr. Lardner stated this land is also not landlocked as it has public access to a public road, which has access to Route 26. Mr. Lardner stated he can meet the requirements of the Code specific with the amount of open space, and without the park, but it was just something he thought would be a part of the conversation, referring it to the Town. Mr. Lardner stated the applicant's parcel is not directly adjacent to the park, there is a parcel of land that separates the two, so the option of donating land is one the applicant cannot do. Mr. Lardner stated the question tonight is whether this parcel is appropriate for a conditional use, we believe it is appropriate based on the uniqueness and history of the property, and we are therefore requesting Council's approval.

Mr. Thompson asked what the numbers are on the active open space. Mr. Lardner stated we provide 2.24 acres of open space, which is over fifty percent (50%) of the parcel. Ms.

Botchie stated should Council approve the conditional use, which only has to do with using one house product (townhomes) instead of a mixed use, the applicant still has to come back to the Town for the full preliminary site plan, which this tonight has not been. Mr. Plocek asked if front yards are considered open space. Mr. Lyons stated yes. Ms. Valerie Faden, of Beach Plum Drive, asked to see a show of hands as to those in attendance tonight who are opposed to this conditional use because she would like to give everyone in attendance a chance to show their opinion. A majority of the attendees raised their hands. Ms. Faden stated there is a concern with the type of units and whether that type of unit might end up getting turned into something else such as commercial rental properties as other communities have had that problem with that builder, case in point the recent lawsuit at Fairway Village. Ms. Michelle Lips, of Juniper Court, stated she's only lived here seven (7) years and has seen incredible, tremendous growth in this area, and the traffic on Route 26 right now is absurd. Ms. Lips stated it's just not fair for the Council to take it upon themselves to change land that was once backed up to trees and then the trees disappear to put a new community there without asking nearby residents. Ms. Lips stated there are more and more seniors moving here and we're all concerned because this is our full-time home, we don't go to Florida for the winter, and it's getting harder and harder to get around, even in the "off-season."

Mr. Belinko asked if this legally meets all the requirements. Mr. Thompson stated the RPC district requires a mixture of housing types/products, so the applicant would not need a conditional use if they planned on building a multi-family unit with a few townhouses and the rest single family homes. Mr. Thompson stated they are planning on just doing one type of house – townhomes – and that is why the applicant needs the conditional use tonight. Mr. Thompson stated a conditional use goes by a case-by-case basis – or parcel-by-parcel basis – and Council has to look at each case or parcel to see if Council can attach conditions to make that parcel make sense in light of the Town's comprehensive plan. Mr. Thompson stated this parcel is zoned for residences and not something like a park, so, at some point, people are going to be allowed to build houses there, and traffic will come regardless of who builds there. Mayor Gordon asked if this conditional use is approved tonight, could the applicant come back during preliminary with a different plan. Mr. Thompson stated no, this conditional use only applies to the specific use being requested tonight.

E. Public Hearing Notice – Secretary

F. Written Comments – Town Manager

There were no written comments.

G. Discuss Ordinance 19-02, which amends the Town of Millville Code at Chapter 155 Zoning, relating to Appurtenances, specifically omitting 155-17(C)7, Temporary Tents.

Mr. Thompson stated at one point several years ago, the Town wanted to regulate the type of tents that went up and for how long, and Council did the regulation through the zoning process since it was a use of land, but now since the Town has adopted an

event license to pay for events and tents are used for said events, it makes more sense to regulate the tent through the Town's license ordinance rather than zoning ordinance, which is what this ordinance tonight will do. Town Clerk Matt Amerling stated this ordinance will take the tent language out of the zoning ordinance, and Ordinance 19-03 being proposed tonight will put the tent limit in the license ordinance of the Code.

H. Residents/Property Owner Comments & Questions

There were no comments.

MOTION TO CLOSE PUBLIC HEARING

Mayor Gordon motioned to close the Public Hearing at 8:30 p.m. Ms. Brewer seconded the motion. Motion carried 5-0.

10. NEW BUSINESS

- A.** Discuss and possible vote on a Conditional Use Application submitted by Davis, Bowen & Friedel, Inc. on behalf of Millville Residential, LLC for the Millville Town Center 3 Subdivision. The proposed subdivision is located on TMP #134-12.00-396.00 and zoned RPC.
Mayor Gordon requests individual vote.

Mr. Belinko motioned to disapprove the Conditional Use Application for the Millville Town Center 3 Subdivision. Mr. Michel seconded the motion. Mr. Michel voted no, because, like the people said, it is already too "jammed up" around here and Council needs to take another look at this. Mr. Michel stated "jammed up" meaning there are too many units in such a small space of land. Ms. Brewer voted no, because this use goes against what is stated in the current Town Code and comprehensive plan, and she is concerned about traffic issues considering the Town park will be there. Mr. Maneri voted no, because there will be major traffic issues – Dukes Drive is a very narrow road – and the park will be in that area. Mr. Belinko voted no, because of the same issues brought up by his peers as well as the density of the project for the property. Mr. Gordon voted no, because of the amount of homes in that space and the traffic and everything being combined into one area, it's awful tight. Motion to disapprove carried 5-0.

- B.** Discuss and possible vote on Ordinance 19-02.
Mayor Gordon requests individual vote.

Mr. Maneri asked if there will be a separate fee for anyone using a tent. Mr. Thompson stated no, the applicant will only pay for an event license but will have to note whether they are using a tent or not, and will have ten (10) consecutive days to have the tent erected.

Mayor Gordon motioned to adopt Ordinance 19-02. Ms. Brewer seconded the motion. Mr. Michel voted yes. Ms. Brewer voted yes. Mr. Maneri voted yes. Mr. Belinko voted yes. Mayor Gordon voted yes. Motion carried 5-0.

- C. Discuss and possible vote on Ordinance 19-03. *Synopsis:* If approved, Ordinance 19-03 would amend the Town of Millville Code at Chapter 90 Licenses, relating to conditions for permitted public events, including Temporary Tents.

Ms. Brewer motioned to approve Ordinance 19-03. Mr. Michel seconded the motion. Motion carried 5-0.

- D. Discuss and possible vote on Resolution 19-01. *Synopsis:* If approved, Resolution 19-01 would amend Resolution 18-06, a fee schedule for fiscal year 2019, as amended, regarding Planning & Zoning application fees.

Ms. Botchie stated the Town has seen a lot of offsite improvements which are being approved, which is in subdivision or site plan review, so the Town added an application fee of \$750.00, with the escrow requirement of \$2500.00.

Mayor Gordon motioned to approve Resolution 19-01. Mr. Belinko seconded the motion. Motion carried 5-0.

11. PARK AND RECREATION COMMITTEE REPORT

Deputy Mayor Steve Maneri stated the Town received approval from Sussex Conservation District (SCD), so now GMB can move forward with getting whatever approvals they need, then the site plan for the buildings can go out for bid. Mr. Maneri stated he's thinking the Town will break ground around August, September 2018. Mr. Maneri stated the Park and Recreation Committee decided on what to apply for regarding the grant and Mr. Maneri has a meeting on Saturday with someone from American Tennis who installs pickleball courts.

12. CITIZENS' PRIVILEGE

There were no comments.

13. ANNOUNCEMENT OF NEXT MEETING – TOWN COUNCIL WORKSHOP MTG., MAY 22, 2018

14. ADJOURNMENT

Ms. Brewer motioned to adjourn at 8:44 p.m. Mayor Gordon seconded the motion. Motion carried 5-0.

Respectfully submitted,
Matt Amerling, Town Clerk