

Town of Cheswold
1856



State of Delaware
1787

Resolution No.: 09-03-19-093

Date: 09-03-2019

**RESOLUTION PROPOSING PUBLIC HEARING OF
FOUR, (4), ORDINANCES
WITHIN THE
CORPORATE LIMITS OF THE TOWN OF CHESWOLD**

Whereas; the Mayor, Town Council and Police Chief of the Town of Cheswold have drafted the following four, (4), Ordinances, and the Secretary/Treasurer of the Council has been directed to properly prepare and post a resolution for a Public Hearing to provide the opportunity for residents and property owners of the Town of Cheswold to express their opinions about and concerning such Ordinances; and

Whereas; the Ordinances to be considered at the Public Hearing are as follows:

ORDINANCE #05-17-19-052 Ordinance for Police Service Fees

Purpose: It is the intent of the Town Council by the adoption of this Ordinance to impose on and collect from the person or persons in charge of or responsible for any nuisance event or activity that generates extraordinary cost or costs to the Town that over and above the cost of providing normal law enforcement services and police protection to the Town of Cheswold.

ORDINANCE #06-24-19-053 Ordinance for Special Events/Block Parties

Purpose: The purpose of this Ordinance to provide processes, procedures, fees, fines and guidelines, associated with the hosting requirements of conducting a block party or special event within the corporate limits of the Town of Cheswold.

**ORDINANCE #08-16-19-054 Ordinance for the Revision of Article 5C-1 and Addition of
Definitions to the Land Use Ordinance**

Purpose: The purpose of this Ordinance is to revise Article 5C-1-Termination of Legal Non-Conforming Status as currently defined in the Land Use Ordinance of the Town of Cheswold, to provide a precise and definitive explanation of the parameters required for the loss of said status also known as "grandfathered", and associated to structures which do not conform to the requirements of the Land Use Ordinance including permitted uses by zoning code and exist as non-conforming structures. It also provides for associated definitions to be added to Article 2 of the document.

**ORDINANCE #08-16-19-054 Addition of an Agricultural Zoning District and Land Use
Code Designation**

Purpose: The purpose of this Ordinance is to accommodate the requirements of the Town of Cheswold Comprehensive Plan by improving the maintenance of existing properties and the management and development of properties as requested by the property owner/s that is in alignment with the Town's small-town residential and country character and appearance.

and

Whereas; Section 4.2.25 of the Town Charter of the Town of Cheswold provides that the Town Council may provide for and preserve the health, peace, **safety**, cleanliness, ornament, good order and public welfare of the Town and its inhabitants; and

Whereas; the following Sections of the Town Charter specifically provide and authorize the Mayor, Council and Police Chief to take the actions defined in the associated Ordinances:

- Section 4.2.33 Payments of taxes; fines; penalties; licenses, fees, etc.
- Section 4.2.37 Zoning and districting
- Section 4.2.40 Grant of licenses and impose fees for licenses, issue permits, etc.
- Section 4.2.48 Make, adopt, establish, amend Ordinances, Regulations, By-Laws, etc.

Be it resolved, that:

1. A Public Hearing is to be held by the Town Council, who shall sit to hear comments and opinions from any concerned party regarding the proposed revision to the Ordinances specified on Page 1.
2. The Public Hearing shall be held before the Town Council Workshop Meeting scheduled for the **7th day of October 2019**, beginning at **6:00 p.m.**, in the **Cheswold Fire Hall, 371 Main Street, Cheswold, DE 19936**.

The purpose of the hearing is to obtain public comment and legislative fact finding from any concerned party, on the question of the approval of the four, (4), Ordinances shown on Page 1 of this Resolution for the associated stated purpose.

The Town Council is not bound to react in response to any comments or information offered at the hearing.

Anyone desiring to provide comments must submit their names to the Town Clerk at 302-734-6991, by close of business on Friday, September 27, 2019.

This resolution was duly adopted by the Town Council at the Town of Cheswold Town Council Workshop Meeting, held on Tuesday, September 3, 2019.

Whereas, the Mayor and Town Council will give proper notification of the proposed revision to the property owners and the residents of the Town adoption of this resolution;

I, Robert W. Sine, Mayor of the Town of Cheswold, do hereby certify that the foregoing is a true and correct copy of the Resolution passed by an affirmative majority vote of all elected members of the Town Council of Cheswold at a properly scheduled Town Council Meeting, held on, Tuesday, September 3, 2019, at which a quorum was present and voting throughout, and that the same is still in force and effect.

CERTIFIED: Robert W. Sine
Robert W. Sine - Mayor

Date: September 3, 2019

ATTEST: Theon E. Callender
Theon E. Callender - Secretary/Treasurer

Date: September 3, 2019

Agreed: L. Kirby
Vice-Mayor Larence Kirby

Date: September 3, 2019

Agreed: Absent
Councilperson Judith Johnson

Date: September 3, 2019

Agreed: Santo Faronea
Councilperson Santo Faronea

Date: September 3, 2019

Agreed: Excused
Councilperson Mark Moxley

Date: September 3, 2019

NOTARIZED: Shadina Jones
Shadina Jones - Town Clerk

Date: September 3, 2019

