

Town of Cheswold
1856



State of Delaware
1787

**TOWN of CHESWOLD
MINUTES of PUBLIC HEARING
Monday - July 11, 2022
691 Main Street
Cheswold, Delaware 19936
5:00 p.m.
ZOOM Teleconference
1-929-205-6099 Meeting ID: 9728359352#
<https://us02web.zoom.us/j/9728359252>**

The meeting was called to order by Mayor Santo Faronea at 5:00 pm, followed by the Pledge of Allegiance and a Moment of Silence.

The Mayor noted that the meeting was properly posted on June 14, 2022 and the agenda properly posted on June 14, 2022.

The Mayor then requested the Town Administrative Clerk, Ms. Camryn Tunnell to complete a roll call of the Council. The following is the result of the roll call:

Mayor Santo Faronea- Present
Vice Mayor Michael Wysong- Present
Secretary/Treasurer Theon Callender- Present
Councilperson Judith Johnson- Excused
Councilperson Maxwell Amoako- Present
Councilperson Mark Moxley- Present

Ms. Tunnell presented a quorum of the Council to the Mayor.

Other in-person attendees were:

Ms. Camryn Tunnel – Administrative Clerk
Mrs. Shadina Jones – Town Clerk
Mr. Christopher Workman – Police Chief
Mr. Max Walton – Town Attorney (*Connolly & Gallagher*)
Ms. Erica Sefton – Town Attorney (*Connolly & Gallagher*)

ZOOM attendees were:

Mr. Lou Rammuno (*Liborio III LP*)
Mr. Scott Loebell, Esquire (*Liborio III LP*)

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The Mayor requested the Council to review the agenda and either accept it or recommend changes. Councilperson Maxwell Amoako made a motion to accept; Councilperson Mark Moxley seconded the motion. The motion was then subsequently passed by a unanimous roll call count of the Council.

Before providing a synopsis of the following Ordinances, the Town Secretary provided the reason for and conduct of Public Hearings.

Town Attorney Max Walton introduced himself and Attorney Erica Sefton and explained to the Mayor and Council that their attendance is to ensure that the Annexation process being conducted in a manner that can withstand any challenge against its passage in the future.

Town Secretary/Treasurer, Callender presented the Conduct of the Public Hearing and the Purpose of this Public Hearing along with a short review of the Resolution:

a. Revised Resolution 03-22-22-102 Resolution Notifying Property Owners and Residents of the Town of Cheswold of Proposed Annexation Initiated by Liborio III LP, Setting Public Hearing Date and Initiating Amendments to Zoning Map

Purpose: This Resolution is in accordance with the Charter of the Town of Cheswold and is intended to comply with Resolution 03-22-22-102, approved by the Town of Cheswold and proposing the annexation of said Property owned by Liborio III LP, to hold a Public Hearing on July 11, 2022 at 5:00 pm, to solicit and receive public comment and opinion on such proposal and to give proper notification of the proposed annexation to property owners and residents of both the Town and the territory to be annexed.

b. Ordinance 07-11-22-064 Ordinance to Amend the Town of Cheswold Land Use Ordinance to Modify Zoning Map in Order to Re-Zone Annexed Property in Accordance with Approved R-3 Zoning

Purpose: This Ordinance is in accordance with the requirements of the Office of State Planning Coordination of the State Delaware that requires the amendment of the Zoning Map to be consistent with the Town's Comprehensive Development Plan for the assignment of a R-3, (Family & Townhouse Residential), Zoning Code for the annexation of Liborio III LP, which is designed to enhance the health, safety, and welfare of the Town of Cheswold.

ADMONITIONS by TOWN ATTORNEY

Mr. Walton, Esquire cautioned the Mayor and Council that the vote to be taken at the following Town Council meeting will be the last opportunity to decide to deny approval of the annexation request. And that once an approval vote has passed the Council must appoint three, (3), Election Judges, approve a Special Election Ordinance; and set a time and place for the election. Due to the property to be annexed being owned by only one, (1), person only that one, (1), person is entitled to vote in the Special Election.

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MEETING OPENED for PUBLIC COMMENT:

The Mayor then opened the meeting for Public Comment. **There were no comments.**

PROPERTY OWNER COMMENT:

An opportunity was provided for Mr. Rammuno to make comments or ask questions and he had none. His representative Mr. Loebell stated that they were satisfied and knowledgeable of the process and had none further to offer but were ready to answer any questions the Council may have. The Council had none.

ADJOURNMENT

The meeting was adjourned at 5:28 pm.