

**REGULAR MEETING OF WILMINGTON CITY COUNCIL
JULY 12, 2018 @ 6:30 P.M. – REVISED #2***

**Council Chambers
Louis L. Redding City/County Building
800 N. French Street - Wilmington, DE 19801
www.WilmingtonDe.gov or www.WITN22.org**

AGENDA

- I. Call to Order**
 - Prayer**
 - Pledge of Allegiance**
 - Roll Call**

- II. Approval of Minutes**

- III. Committee Reports**

- IV. Acceptance of Treasurer’s Report**

- V. Non-Legislative Business**

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|-------------|--|
| All Council | Retirement George Giles |
| Freel | Retirement Yvonne Johnson |
| Oliver | Recognize Rashan Baul |
| Turner | Sympathy Doris Erika Dorsey |
| Williams | Sympathy Daniel A "Danny" Sullivan Jr. |

VI. Legislative Business

SHABAZZ (*Chukwuocha presenting on behalf of Shabazz*)

#4551 A Resolution Approving the Acceptance of Requested Grant Funds, if Awarded, from the State of Delaware and New Castle County to Support the Efforts of the Wilmington Community Advisory Council to Combat Youth Firearm Violence in Wilmington

Synopsis: *This Resolution is being presented by City Council for Council’s review and approval. This Resolution authorizes the City’s requests to the State of Delaware for \$40,000 and to New Castle County for \$40,000 to help support efforts to implement the recommendations of the U.S. Centers for Disease Control and Prevention, as well as the work of the Wilmington Community Advisory Council formed to help address youth firearm violence in Wilmington through a holistic, public-health lens.*

OLIVER

#4564 A Resolution Asking the Mayor and Department of Finance to Provide City Employees an Advance Opportunity to Bid on Motor Vehicles Being Disposed by the City

Synopsis: *This Resolution is being presented by City Council for Council's review and approval. This Resolution asks the Mayor and the Department of Finance to give all City employees an advance opportunity of 10 business days to bid on motor vehicles that are being disposed by the City.*

HARLEE

#4528 A Resolution Approving the Amendments to the Neighborhood Comprehensive Development Plan for Browntown/Hedgeville (**Public Hearing**)

Synopsis: *This Resolution is being presented by the Administration for Council's review and approval. This Resolution approves amendments to the Neighborhood Comprehensive Development Plan for Browntown/Hedgeville to: 1) include as part of the plan the property located at 787 South Madison Street, Wilmington, Delaware, being Tax Parcel ID No. 07-040.30-001 and 2) to change the proposed land use designation for such property from New Castle County zoning designation of H I (Heavy Industrial) to City of Wilmington zoning designation of W-2 (Waterfront Manufacturing/Commercial).*

#4529 A Resolution Approving the Amendments to the Neighborhood Comprehensive Development Plan for South Wilmington (**Public Hearing**)

Synopsis: *This Resolution is being presented by the Administration for Council's review and approval. This Resolution approves the amendments to the Neighborhood Comprehensive Development Plan for South Wilmington to: 1) include as part of the plan the properties located at 800 South Market Street, 810 South Market Street, 800 South Walnut Street, 0 and 410 Garaches Lane, and a separate but adjacent property also known as 0 Garasches Lane, Wilmington, Delaware, being Tax Parcel ID Nos. 10-001.00-015, 10-001.00-016, 10-001.00-077, 10-001.00-019, 10-001.00-020, 10-001.00-022, and 26-057.00-050 and 2) to change the proposed land use designation for such properties from New Castle County zoning designation of H I (Heavy Industrial) to City of Wilmington zoning designation M-1 (Light Manufacturing).*

#4513 Ord. 18-018 Annex and Rezone the following Eight (8) Parcels of Land:
(A) Territory 1, Being 800 South Market Street (Tax Parcel ID No. 10-001.00-015), 810 South Market Street (Tax Parcel ID No. 10-001.00-016), 800 South Walnut Street (Tax Parcel ID Nos. 10-001.00-077, 10-001.00-019, and 10-001.00-020), 0 Garasches Lane (Tax Parcel ID No. 10-001.00-022), and a Separate but Adjacent Property also Known as 0 Garasches Lane (Tax Parcel ID No. 26-057.00-050), Containing Approximately 4.51 Acres Contiguous with the City Boundary in the Vicinity of the South Wilmington Analysis Area, New Castle County, Delaware From New Castle County H I (Heavy Industrial) Zoning Classification to City of Wilmington M-1 (Light Manufacturing) Zoning Classification; and (B) Territory 2, Being 787 South Madison

Street (Tax Parcel ID No. 07-040.30-001), Containing Approximately 3.72 Acres Contiguous with the City Boundary in the Vicinity of the Browntown/Hedgeville Analysis Area, New Castle County, Delaware From New Castle County H I (Heavy Industrial) Zoning Classification to City of Wilmington W-2 (Waterfront Manufacturing/Commercial) Zoning Classification; and (2) Amend the Boundaries of the Fourth Councilmanic District, the Official Building Zone Map, and the Supplemental Building Zone Maps to Add the Annexed Territories into the City's Corporate Boundaries (**Public Hearing – 3rd & Final Reading**)

Synopsis: *This Ordinance is being presented by the Administration for Council's review and approval. This Ordinance provides for the annexation and rezoning of 800 South Market Street, 810 South Market Street, 800 South Walnut Street, 0 Garasches Lane, and a separate but adjacent property also known as 0 Garasches Lane, being Tax Parcel ID Nos. 10-001.00-015, 10-001.00-016, 10-001.00-077, 10-001.00-019, 10-001.00-020, 10-001.00-022, and 26-057.00-050, containing approximately 4.51 acres contiguous with the City boundary in the vicinity of the South Wilmington Analysis Area, New Castle County, Delaware (collectively, the "South Wilmington Parcels") from New Castle County H I (Heavy Industrial) zoning classification to City of Wilmington M-1 (Light Manufacturing) zoning classification. This Ordinance also provides for the annexation and rezoning of 787 South Madison Street, being Tax Parcel ID No. 07-040.30-001, containing approximately 3.72 acres contiguous with the City boundary in the vicinity of the Browntown/Hedgeville Analysis Area, New Castle, County Delaware (the "Browntown/Hedgeville Parcel") from New Castle County H I (Heavy Industrial) zoning classification to City of Wilmington W-2 (Waterfront Manufacturing/Commercial) zoning classification. In addition, this Ordinance amends the description of the Fourth Councilmanic District, the Official Building Zone Map, and the Supplemental Building Zone Maps to add the annexed South Wilmington Parcels and the annexed Browntown/Hedgeville Parcel into the City's corporate boundaries.*

WILLIAMS

#4559 Ord. 18-040 Amend Chapter 37 of the City Code Regarding Off-Highway Vehicles (**3rd & Final Reading**)

Synopsis: *This Ordinance is being presented by City Council for Council's review and approval. This Ordinance amends Chapter 37 of the City Code to add a definition of Off-Highway Vehicles, adopting the language included in Title 21 of the Delaware State Code pertaining to such motor-driven vehicles. This Ordinance forbids the operation of off-highway vehicles within Wilmington. This Ordinance also requires that off-highway vehicles possessed or stored within Wilmington be locked or otherwise immobilized when not being used in accordance with state*

law. The intent of this Ordinance is to prevent OHVs from being operated on the streets of Wilmington in violation of State law and from further jeopardizing public safety.

FREEL

#4553 Ord. 18-036 Authorize the Issuance of the City's General Obligation Bonds or a General Obligation Anticipation Note, in Order to Provide the Funds Necessary to Finance Streets Repairs and Improvements of Various Streets and Roadways Located within the City Limits; Providing for the Sale of the Bonds or the Note; and Authorizing Other Necessary Action **(3rd & Final Reading)**

Synopsis: *This Ordinance is being presented by Administration for Council's review and approval. This Ordinance authorizes the issuance of up to \$5,000,000 aggregate principal amount of General Obligation Bonds (the "Bonds") and up to \$5,000,000 aggregate principal amount of a General Obligation Bond Anticipation Note (Street Repairs Project), Series 2018 in order to provide permanent and temporary financing, respectively, for street repairs and improvements of various streets and roadways located within the city limits and to pay the costs associated with issuance of the Bonds or the Note. The estimated issuance costs from the issuance of the Bonds or Note is expected to be approximately \$15,000.*

#4563* A Resolution Approving a Grant from City Council to the Wilmington Education Strategies Think Tank

Synopsis: *This Resolution is being presented by City Council for Council's review and approval. This Resolution approves a grant by City Council to Wilmington Education Strategies Think Tank, a program for which the Christina Cultural Arts Center is fiduciary agent, in the amount of \$40,000.*

SHABAZZ (Chukwuocha* presenting on behalf of Shabazz)

#4549* Ord. 18-033 Amend Chapter 48 of the City Code to Update the Zoning Code **(Public Hearing – 3rd & Final Reading)**

Synopsis: *This Ordinance is being presented by the Administration for Council's review and approval. This Ordinance is part of a comprehensive set of revisions to the City Code to repeal certain provisions that are no longer necessary or appropriate and to amend sections that require clarification or updating. This Ordinance amends Chapter 48 of the City Code to make the following eleven changes to Chapter 48 of the City Code: (1) eliminates the dedicated parking space requirement for apartment houses in C-3 and C-4 districts because this requirement is impractical and unnecessary; (2) eliminates the apartment house*

specific FAR in C-4 districts, so that the applicable FAR is the same for all uses in C-4 districts as is the case in the other commercial zoning districts; (3) replaces a defunct cross reference to the Building Code with the applicable language to improve clarity; (4) allows the Zoning Administrator to approve reestablishment of a nonconforming use when the respective property has been under active renovation during the period of non-use to make this process more efficient; (5) adjusts the time required for permits to be pulled to repair a property damaged by fire to make the timeline more practical; (6) allows parks or playgrounds owned or operated by a nonprofit institution or community association in O Zoning districts; (7) provides information regarding storm water management best practices and storm water credits to promote better storm water management in nonresidential parking lot designs; (8) clarifies that landscaping requirements apply to all interior and perimeter landscaping and addresses the illegal removal of street trees; (9-10) removes references to a waterfront development permit to reflect longstanding practice; and (11) adds a special exception use to permit trade-like businesses in W-4 zoning districts with the approval of the Zoning Board of Adjustment to further development in an underutilized zoning district designation, while maintaining protections to ensure the uses are in keeping with the district requirements.

WALSH

#4565

A Resolution Authorizing the Wilmington Fire Department to Apply for a Port Security Grant from the U.S. Department of Homeland Security for Updates to the Wilmington Fire Department Boat

Synopsis:

This Resolution is being presented by the Administration for Council's review and approval. This Resolution authorizes a grant application to the U. S. Department of Homeland Security in the amount of \$24,992.00 to sustain and improve the Wilmington Fire Department Fire Boat.

VII. Petitions and Communications**VIII. Adjournment**

***Note: Revised sponsorship on agenda #4563 and #4549.**