Town of Milton
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BOARD OF ADJUSTMENT

Agenda
October 27th, 2020
5:00 pm - Executive Session
5:30 pm - Public Hearing/Appeal Hearing
Grace Church Fellowship Hall
512 Union Street

PLEASE NOTE – AS PERMITTED BY GUBERNATORIAL AUTHORITY, IN ORDER TO LIMIT THE RISK OF POTENTIAL COVID-19 EXPOSURE, THERE SHALL BE LIMITED ENTRY TO THE BOARD OF ADJUSTMENT MEETING.[1] THE PUBLIC IS ENCOURAGED TO PARTICIPATE IN THE MEETING EITHER BY ATTENDING OR CONNECTING ELECTRONICALLY. FURTHER INSTRUCTIONS ARE LISTED AT THE BOTTOM OF THIS AGENDA.

1. Call meeting to order
2. Additions/Corrections to the agenda
3. Approval of the agenda
4. Motion to go into Executive Session
5. Executive Session:

   A. Strategy session involving legal advice or opinion from an attorney-at-law with respect to pending or potential litigation, and discussion of the content of documents, excluded from the definition of "public record" in § 10002 of this title where such discussion may disclose the contents of such documents. 29 Del.C. §10004(4), (6).

6. Motion to Exit Executive Session and Convene Public Hearing
7. Roll call of members and Identification of Parties
8. Review and approval of Minutes – 09/29/20
9. Public Hearing

   A. The Applicant, James Welu, is appealing the Town's Code Enforcement decision of August 24, 2020, that the property located at 202 Chestnut Street, further identified by Sussex County Tax Map Parcel # 235-20.07-92.00, is not Code-compliant or a nonconforming use as two dwelling units.
   The Applicant and the Town will present evidence as directed by the Board Chairman.

B. Public comment in favor of, or in opposition to, the Application.

10. Close Public Hearing

11. Discussion, deliberations, and possible vote on the Application.

12. Adjournment.

Pursuant to 29 Del. C. § 10004(e)(2), this agenda shall be subject to change to include additional items or the deletion of items that arise at the time of the public body's meeting, and agenda items may be considered out of sequence. Pursuant to 29 Del. C. § 10004(e)(4), this agenda was posted on October 21, 2020 at 09:00 am by Stephanie Coulbourne, Town Clerk.

-MEETING INSTRUCTIONS-

Milton Board of Adjustment is holding this meeting under the authority issued by Governor John C. Carney through Proclamation No. 17-3292 and Section I of the 27th Modification of the Declaration of a State of Emergency for the State of Delaware due to a Public Health Threat. The meeting will be conducted in person and by teleconference technology.

To join the meeting via phone, please dial:

Dial -in Number: (425) 436-6360 Passcode: 500943

Or

Video and Screen Sharing:

Online meeting ID: tquass

Online meeting link: https://join.freeconferencecall.com/tquass

Members of the public joining the meeting on the phone will be provided an opportunity to make comments under the Public Comment section of this agenda only.

If any member of the public would like to submit comments electronically, please feel free to send them to scoulbourne@ci.milton.de.us. All comments must be submitted by 4:30 P.M. on Tuesday, October 27, 2020.

[1]Restrictions are being implemented to limit the exposure and risk related to "COVID-19" for Town personnel and members of the public who seek to attend the Board of Adjustment Meeting. Facial coverings will be required as well as practicing social distancing and the use of hand sanitizer at the door upon entry. These decisions are being made under the authority issued by Governor John C. Carney through Proclamation No. 17-3292 and the 27th Modification of the Declaration of a State of Emergency for the State of Delaware due to a Public Health Threat. See: https://governor.delaware.gov/proclamation-173292-03132020/ and https://governor.delaware.gov/health-soe/twenty-seventh-modification-state-of-emergency-declaration/.