

July 2023 Town Manager's Report

Economic Outlook

In July, the Town issued three (3) building permits totaling \$568.00. There were zero (0) building permits issued for new construction.

The Town received a check from the Recorder of Deeds in the amount of \$16,758.22 for realty transfer taxes (RTT) collected on our behalf during June 2023.

We have a balance of \$2,805,717 that may be earmarked for future debt payments or capital projects.

Land Use and Development

Pending Applications include:

- Sound FX Minor Development Plan for site expansion, August P&Z
- Bridgeville Town Center Between 13 and 404, Behind Food Lion Next stage is Final Development Plan Approval. Preliminary Approved in August 2022.
 - Now expected Summer 2023 Received partial submission, pending DelDOT
- Ghulam Dastgir– New Minor Development Plan Preliminary Approved in May 2022.
 - o Received partial submission, pending DelDOT
- Heritage Shores Phase 6 Expected Summer.
- Heritage Shores Phase 7A Received partial submission, pending DelDOT
- Annexation Request Fioravaniti/ Reaniti, LLC– Approx. 1.62 Acres on the South end of Town at the intersection of 13 and Cannon Road – Will complete this summer.

Other projects of interest – outside of Town limits and appearing at the August 24, 2023, Sussex County Planning and Zoning Meeting:

• Application CU 2446 – Bosch Berries - AN ORDINANCE TO GRANT A CONDITIONAL USE OF LAND IN AN AR-1 AGRICULTURAL RESIDENTIAL DISTRICT FOR GREENHOUSES AND EMPLOYEE HOUSING BUILDINGS TO BE LOCATED ON A PORTION OF CERTAIN PARCELS OF LAND LYING AND BEING IN NORTHWEST FORK HUNDRED, SUSSEX COUNTY, CONTAINING 166.19 ACRES, MORE OR LESS. The properties are lying on the south side of West Newton Road (S.C.R. 582) and the west side of Adams Road (S.C.R. 583), at the intersection of West Newton Road (S.C.R. 582) and Adams Road (S.C.R. 583). 911 Address: N/A. Tax Map Parcels: 131-6.00-1.00 & 18.00 (p/o).



Information received directly from the project team - The company is looking at a site just outside of the town limits of Bridgeville. The land is zoned agriculture. While they are permitted by right to carry out their planned operation there, the County suggested submitting a Conditional Use application to prevent any construction delays or challenges to their operation. Their application should go before County Council on Aug. 24th. Letters of support should be received by Aug. 14th.

Below are a few key points about the Company and project. Project Points:

- Bosch Growers is a sixth-generation family business from the Netherlands.
- Company began growing year-round in greenhouses in the 1930s and specializes in the production of greenhouse-grown fruits and vegetables.
- The company hopes to select Delaware for the location of its first US facility.
- The location will focus on year-round production of strawberries, eventually branching out to raspberries and blackberries.
- Company will take a phased approach to construct a 56-acre greenhouse facility (Phase 1-28 acres, Phase 2-28 acres).
- The facility will also include ~100,000 square feet of service area for cooling, packaging, and shipping.
- Phase one will create 80-100 new jobs.
- The Company will invest up to \$100 million in the facility.
- The project will bring the newest greenhouse technologies from the Netherlands to Sussex County.
- Focus will be put on sustainability and minimal environmental disruption.
- The Company works closely with Universities and start-ups in the Netherlands to develop and deploy the latest in greenhouse technologies and growing strategies and to form partnerships for training and efficiency. The Company has already had preliminary discussions with Delaware colleges and universities and plans to form similar partnerships here.
- Company is working with a local engineer and has already completed the PLUS Planning process. The Company and their engineer are working closely with relevant state and local agencies on their site plan design.

Comprehensive Plan Surveys

Please help with our Comprehensive Plan update! We strongly encourage you to participate – the more data, the better, as your voice helps direct the future of our community. **Surveys are now ready and available on our website** – bridgeville.delaware.gov. Look for a news post on the main page or the dedicated page that can be found under "Info," then "Important Information and Maps," and 2023 "Comprehensive Plan Update."

Paper surveys will be mailed out this month (August) for anyone uncomfortabler online formats. They will be sent to all properties – including rentals. You do NOT need to complete the survey twice if you have alreaddone so at an event or online; we just wan ensureave fair access and opportunity to share thoughts and ideas.



K9 Fundraiser Wrap-Up – August 11, 2023

Thank you SO much to everyone that came out to the Kiwanis Chicken BBQ Fundraiser for K9 Django - we greatly appreciate the love and support the community has shown for him.

We had a very successful day - we sold out around 2:00! And Django thanks you with many, many happy tail wags. Funds raised help cover costs for food, supplies, equipment, training, and veterinary expenses for K9 Django throughout his career with us. If you missed the event, don't worry, there will be other events in the future for you to meet him. And if you'd like to still support the K9 Fundraising



efforts, follow the information on the graphic below, or stop by and see us at the Bridgeville Police Department or the Bridgeville Town Hall.

Rental Inspections Update

For 2023, First State Inspection Agency has successfully completed 265 rental inspections. Five properties are scheduled for reinspections, and only five properties remain unscheduled and unresponsive and will continue to be contacted and processed as code violations.

We are Still Hiring!

We are actively interviewing and hiring for TWO positions.

- Full-time Payment and Billing Clerk within the Administrative Department
- Full-time Police officer within the Police Department

Employment is contingent upon the ability to pass drug screening and background checks. Salary depends upon experience. The Town of Bridgeville offers a competitive package of benefits – including health, dental, life, and disability insurance packages, a pension plan, and sick and vacation time. The Town of Bridgeville is an Equal Opportunity Employer. An application and complete job description with the required skills and abilities are posted online at bridgeville.delaware.gov and can be obtained at Town Hall.

We will continue to take applications until the positions are filled.



Public Works – New Hire

We are pleased to welcome Nicholas Hurd to our team as our new Public Works/Streets Department employee. Applicants were interviewed in July, and Nick officially started employment at the beginning of August.

2023 Property Tax FAQs

Here are a few answers to the most frequently asked questions about the Town's annual property tax billings - this information was also featured in our monthly newsletter - We hope this helps!

QUESTION: I am a senior citizen; how do I apply for the senior citizen's exemption? **ANSWER:** The Town of Bridgeville does not offer a senior citizen exemption - but Sussex County does for their property tax bills. Sussex County Tax Department's phone # is (302) 855-7760. https://sussexcountyde.gov/tax-assistance-programs

QUESTION: I would like to know the payoff amounts for my Heritage Shores Special District Tax.

ANSWER: Municap is the company that handles everything related to the Heritage Shores Special District Taxes; the Town only acts as the collector and passes payments directly on to Municap. Municap's phone number for any questions is (443) 539-4106 or (443) 539-4109.

QUESTION: My mortgage company normally pays my taxes; do you send the bill to them as well?

ANSWER: No, we send all bills to the homeowner. It is the homeowner's responsibility to forward the statement to their mortgage company. Some mortgage companies do request the information, and only then do we give them bill copies. We do not track which companies contact us.

QUESTION: How do you create the assessment for my property?

ANSWER: The Town of Bridgeville utilizes Sussex County's assessment of your property.

QUESTION: Can I pay my taxes online?

ANSWER: Yes, you can! If you go to bridgeville.delaware.gov, click "Pay Online" at the top right and then from the drop-down menu, to "Tax Payment." This will bring you to our tax portal – iGovServices.

QUESTION: When are taxes due, and how are your tax years set up?

ANSWER: The tax year runs from July 1 to June 30. Taxes are accrued at the beginning of the fiscal year (July 1) but are not PAST DUE until October 2, when 2% interest is added. This means you normally have until September 30 to pay every year – this year, it is extended to October 2 due to the placement of the weekend.



Clarification on Heritage Shores Phase 5 – Villas at Bridgeville, Website Launched

We have been hearing a lot of misinformation and rumors surrounding the next phase of Heritage Shores, which just recently began construction. This area is south of Earlee Avenue and directly across Main Street from Antique Alley.

This section of Heritage Shores is where the non-age-restricted section of the development will go. The approved plan is for townhouses, and they will be market-rate rentals. Because this is the only non-age-restricted section, they will have their own amenities and HOA, but this is still a part of the Heritage Shores Community.

We have asked the developer to release a statement related to the HUD funding obtained as part of the construction.

The Villas at Bridgeville; May 24, 2023:

The Villas project includes 152 single-family attached units, including 40 two-story units (duplexes) and 112 three-story units (townhouses). The Villas is an all-ages community with their own amenity package.

The Villas are being constructed under a conventional HUD lending program. The sign posted on the property, per HUD requirements, references the project being financed by a HUD-insured Loan.

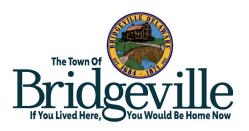
The Villas are built under the program for market-rate (conventional) multifamily housing. In this HUD program, single-family townhomes are considered "multifamily" when there is a specific count of units per building; the project includes sticks of 2, 4, or 6 units.

NEW — Website officially launched. As promised, the developer has launched a dedicated website for the Villas. We have linked the site under the "Heritage Shores" section of our website, but the direct link is www.villasatbridgeville.com

Community Events

Save these dates for our upcoming Fall and Winter Events!

- Apple Scrapple Festival Fundraiser Paint Nights September 10, 2023 and September 12, 2023
- Apple Scrapple Festival Fundraiser Clay Shoot September 10, 2023
- Farm to Table Dinner event with the Woodbridge FFA September 16, 2023
- Fall Yard Sale Saturday, October 7, 2023
- Fall Cleanup Day Thursday, October 12, 2023
- Apple Scrapple Festival Friday, October 13, and Saturday, October 14, 2023
 - Stay tuned for announcements regarding additional Apple Scrapple events this year!
- Annual Charity Golf Tournament Friday, October 13, 2023
- Halloween Trick or Treat and Downtown Trunk or Treat "Monster Mash" Tuesday, October 31, 2023



- Tree Lighting Ceremony Tuesday, November 28, 2023
- Christmas in Bridgeville Craft Show December 2, 2023
- Christmas Parade "...And a Patridge in a Pear Tree!" Saturday, December 9, 2023











Respectfully Submitted,

Bethany DeBussy Town Manager

Recent Legislation and Ongoing State Initiatives Potentially Impacting Delaware Businesses and Economic Development

House Bill 102 – This bipartisan law will expedite the issuance of temporary entrance permits for commercial and economic development projects. (Part of the package of bills referred to as "Ready in 6.")

Status: Signed into law.

House Bill 104 – This bipartisan law is intended to expedite the process for building economic development projects in Delaware received broad bipartisan support while passing through the House of Representatives this week. About 20 years ago, the state established the Preliminary Land Use Service (PLUS), allowing all applicable state agencies to review major land-use proposals prior to submission to local governments. This statute modifies the PLUS process, allowing review exemptions for projects in certain desirable areas designated in the bill. The projects would have to create full-time jobs and be consistent with local zoning and comprehensive land-use plans. Local jurisdictions would retain the option to conduct their own reviews.

(Part of the package of bills referred to as "Ready in 6.")

Status: Signed into law.

House Bill 245 - This proposed law would give the General Assembly the ability to impact the governor's use of emergency powers, which are currently unrestricted. This act recognizes the statutory authority of the governor to act in the event of an emergency or disaster. However, during protracted emergencies and disasters -- particularly those lasting more than 180 days -- the General Assembly would need to approve extensions of a gubernatorial emergency order, with certain exceptions. This change would give citizens and business owners a voice in issuing emergency orders that are presently lacking. Additionally, this bill would require that any emergency unrelated to weather, which calls for the closure of a business, industry, religious, or non-profit facility, must specifically delineate the proposed closures.

<u>Status</u>: Introduced on June 22. Pending action in the House Administration Committee.

House Bill 219 – The New Business Facility tax credit program currently provides a tax credit for qualifying activities that create at least five jobs and make a capital investment of at least \$200,000 (\$40,000 per employee) in a qualified property. The minimum credit is equal to \$500 per job and an additional \$500 for every \$100,000 in capital investment. This non-refundable credit cannot be used to offset more than 50% of tax liability in a given year. Unused credits may be carried forward for up to 10 years. This measure would expand the credit eligibility to include the year-round operation of a permanent, enclosed, climate-controlled structure of at least 400,000 square feet used for growing fruits or vegetables. No such facilities meeting this threshold currently exist in Delaware.

<u>Status</u>: Passed the General Assembly unanimously. Awaiting the signature of the governor.

House Bill 168 – This bill would require every short-term listing service to obtain an occupational license and pay an annual licensing fee of \$25. The measure defines "short-term rental" as any person who rents a bedroom or dwelling unit to overnight guests for a continuous period of 150 days or less using a short-term listing service (e.g., Airbnb, etc.). This bill would expand the lodging tax to make it applicable to short-term rentals. The Rehoboth Beach-Dewey Beach Chamber of Commerce is advocating for the bill, which has limited partisan support.

<u>Status</u>: Released from committee. On the House Ready List and eligible for consideration by the full chamber.

House Bill 154 – This bill seeks to create the Delaware Personal Data Privacy Act. It passed the legislature on a contested vote. The measure details a consumer's personal data rights. It provides that consumers will have the right to know what information is being collected about them, see the information, correct any inaccuracies, or request deletion of their personal data that entities are maintaining. Modeled after data privacy laws in other jurisdictions, this act would apply to entities conducting business in Delaware who controlled or processed the personal data of at least 35,000 consumers or controlled; or processed the personal data of at least 10,000 consumers and derived more than 20 percent of their gross revenue from the sale of personal data. This act would require the Delaware Department of Justice to engage in public outreach to educate consumers and the business community about the legislation at least six months prior to its effective date of January 1, 2025

<u>Status</u>: Passed the General Assembly. Awaiting the signature of the governor.

House Bill 105 – This measure would require physicians who are discontinuing their practice, leaving the state, or terminating a patient-physician relationship for any other reason, to notify affected patients at least 30 days before their end of service via first-class mail and an electronic message (if available). The act eliminates the current requirement that physicians in this situation publish a notice in a daily newspaper. Notifications sent to patients must include information about how they may obtain their medical records and information about other physician services in the area that are available to patients who will require continued medical care.

<u>Status</u>: Passed the General Assembly without a dissenting vote. Awaiting the signature of the governor.

The Delaware Marijuana Control Act - House Bill 2, also known as the Delaware Marijuana Control Act, cleared the General Assembly this year on contested votes in both chambers and became law without the governor's signature. It will establish the bureaucratic framework for marijuana sales, set taxes and fees, create licensing, and institute the office of the Marijuana Commissioner, responsible for promulgating the necessary rules to carry out the law. These actions, and the time needed to write and adopt the required regulatory infrastructure, will likely delay the opening of any new marijuana business for at least 18 months.

One of the more controversial aspects of the bill is a provision that makes previous drug convictions a qualification to operate a marijuana business. "Social equity licenses" would apply to all aspects of the new industry, including running a retail store as well as operating a testing, cultivation, or product manufacturing facility. Qualifications to obtain a social equity license include being "convicted of, or adjudicated delinquent for, any marijuana-related offense, except for delivery to a minor." Social equity license applicants could also qualify if they resided for at least five of the preceding ten years in a "disproportionately impacted area," which is defined as census tracts "having high rates of arrest, conviction, and incarceration relating to the sale, possession, use, cultivation, manufacture, or transport of marijuana." Fees would be discounted for social equity license applicants.

Municipal officials will have a chance to decide if they want these marijuana enterprises operating within their jurisdictions. Section 1351 of the act gives municipalities the prerogative of prohibiting marijuana cultivation, product manufacturing, testing, and retail sales.

As long as they do not conflict with state laws and rules, towns and cities can also impose ordinances and regulations on marijuana businesses. These limitations can include the time, place, and manner of operation, as well as the total number of establishments allowed to set up shop.

County governments cannot bar marijuana businesses in unincorporated areas but do enjoy the same authority granted to municipalities to govern business operations.

Status: Enacted. In the process of being implemented.

Senate Bill 83 – This act would create the Delaware Community Investment Venture Fund to develop opportunities for banks and credit unions to enhance access to capital, funding, and other financial services for businesses in low-income to moderate-income tracts in Delaware. The measure authorizes the Bank Commissioner to transfer an initial amount of up to \$2.5 million from the commissioner's Regulatory Revolving Fund, with the ability to transfer an additional \$500,000 each fiscal year through June 30, 2028.

<u>Status</u>: Passed the General Assembly without a dissenting vote. Awaiting the signature of the governor.

Senate Bill 90 – This law modernizes the First State Quality Improvement Fund (FSQIF) Act, which is intended to improve the quality of state agency performance. It allows state agencies to use appropriations from the fund to engage vendors and/or consultants to set strategic direction and goals; conduct leadership seminars; help agencies adopt operational excellence initiatives; and train state employees. It also establishes a mechanism to allow the Joint Finance Committee to measure the results and terminate the program if it does not result in better agency performance, monetary savings to the state, or the improved delivery of state services.

<u>Status</u>: Passed the General Assembly without a dissenting vote. Signed into law June 27.

House Bill 246 – This legislation seeks to impose minimum riparian buffer zones statewide. This decision is currently at the discretion of the county governments. This measure would require a 300-foot buffer to the mean high-water line of any tidal water body, tidal steam, or tidal marsh, as well as the shoreline of any nontidal freshwater lake, pond, or stream. It would require a buffer of at least 50 feet from the top bank of a creek or drainage ditch with certain steep banks. This bill is sponsored by three legislators, only one of which represents Sussex County (State Sen. Russell Huxtable). **Status:** Introduced on June 22. Pending action in the House Housing Committee.

Senate Substitute 1 for Senate Bill 102 – This measure seeks to expand the scope of the prevailing wage law to make it applicable to any custom fabrication work performed off the project site.

Custom fabrication means the offsite fabrication, assembly, or other production of non-standard goods or materials, including components, fixtures, or parts used for plumbing systems; HVAC and refrigeration systems; sheet metal and ductwork; electrical systems; mechanical insulation work; ornamental ironwork; and commercial signage.

The state's prevailing wage law mandates that any project using state funding pay certain minimum wages set by the Department of Labor. These rates are based on occupation, the county where the project is located, and project type. The data and protocols for setting the wages have long been criticized for being skewed to favor union wage scales and for paying rates significantly higher than the market rates tracked and reported by the U.S. Bureau of Labor Statistics.

<u>Status</u>: Passed the General Assembly on a contested vote. Awaiting the signature of the governor.

Senate Bill 51 - This act seeks to prohibit food establishments from providing consumers with ready-to-eat food or beverages in polystyrene foam containers or with single-service plastic coffee stirrers, cocktail picks, or sandwich picks. It also would prohibit food establishments from providing single-service plastic straws, unless requested by a consumer. The bill would apply to restaurants, caterers, temporary food vendors, grocery stores, and food vending machines. These restrictions would take effect on July 1, 2025.

<u>Status</u>: Passed the General Assembly on a contested vote. Awaiting the signature of the governor.

House Bill 262 – This bipartisan bill would allow wine producers who obtain a valid state license to ship wine directly to Delaware consumers. The wine would need to be shipped via a permitted common carrier (e.g. - FedEx, UPS) by drivers receiving training on proper wine delivery protocols. Producers would be required to pay the taxes typically levied on the retail sale of wine in Delaware and would be limited to shipping no more than three, 9-liter cases per year to any single household. This act would also require that an adult, 21 years of age or older, sign for the delivery. Only Delaware, Mississippi, and Utah have a total prohibition on home wine delivery. Status: Introduced July 7. Pending action in the House Economic Development/Banking/Insurance & Commerce Committee.

House Bill 256 – This act would limit place a \$450 limit on the amount of money a car owner would have to spend in an attempt to comply with emission standards imposed by the Department of Natural Resources and Environmental Control.

<u>Status</u>: Introduced July 7. Pending action in the House Natural Resources & Energy Committee.

Bridgeville/Greenwood Corridor Traffic Study: The Delaware Department of Transportation is working to develop a long-range transportation plan for Greenwood, Bridgeville, and the surrounding areas, which will help integrate transportation improvements with community goals and visions. The ongoing process has focused on safety, mobility, economic development, and quality-of-life issues. This effort is an outgrowth of the Coastal Corridors Study, which focused on the east-west roads from the Maryland State Line to SR 1, between SR 16 and SR 404.

Planning Process



Delaware Broadband Initiative: Using more than \$100 million in federal money, the State of Delaware, has made a commitment to provide every home and business in Delaware with access to high-speed broadband internet service. The Delaware Broadband Office initially identified more than 11,600 homes and businesses that did not have this access. Providers working under state contracts have thus far delivered service to more than half of these locations. To report a residence or business needing service, get information on low-cost access for income-eligible people, or access a tool to check the status of a particular property, go to the website located at: https://broadband.delaware.gov/

<u>NOTE:</u> These efforts do not include the federal Rural Digital Opportunity Fund (RDOF). Broadband deployment for the rural Census tracts designated by the program is controlled by the Federal Communications Commission (FCC). The commission is issuing funds directly to its partner companies. In Delaware, Talkie, Inc. is the FCC's chosen contractor. Company officials have indicated they plan to start construction work this year, although no specific details have been forthcoming.