

City of Milford



CITY COUNCIL AGENDA

April 24, 2017 - 7:00 P.M.

Joseph Ronnie Rogers Council Chambers
Milford City Hall
201 South Walnut Street
Milford, Delaware

PUBLIC HEARING

Virginia Short on behalf of RVS LLC

Final Minor Subdivision

.352 +/- acres in an R2 (Residential District) Zoning District

304 & 306 Claude Street, Milford, Delaware

Present Use: Two Single Family Dwellings on One Parcel

Proposed Use: Two Single Family Dwellings on Two Parcels

Tax Map 3-30-11.05-046.00

COUNCIL MEETING

Call to Order - Mayor Bryan Shupe

Invocation

Pledge of Allegiance

Recognition

Communication & Correspondence

Reminder/Annual Organizational Meeting/Swearing In Ceremony*

Unfinished Business

Adoption/Ordinance 2017-11/Chapter/168/Ordinance 2017-11

Amendment/Peddling, Soliciting and Transient Merchants Chapter

New Business

Bid Award/Airport Road Improvements Project

Introduction/Ordinance 2017-12/City of Milford Electric Tariff Appendix B/Rate Amendment

Adoption/Resolution 2017-03/Annexation Committee Investigation/Patrick & Jacqueline Gorman**

EXECUTIVE SESSION

Recess into Executive Session

{Pursuant to 29 Del. C. §10004(b)(4)} (Collective Bargaining Matters)

Return to Open Session

IBEW Local Union 126 Matter

Adjourn

This agenda shall be subject to change to include additional items including executive sessions or the deletion of items including executive sessions which arise at the time of the public body's meeting.

SUPPORTING DOCUMENTS MUST BE SUBMITTED TO THE CITY CLERK IN ELECTRONIC FORMAT NO LATER THAN ONE WEEK PRIOR TO MEETING;
NO PAPER DOCUMENTS WILL BE ACCEPTED OR DISTRIBUTED AFTER PACKET HAS BEEN POSTED ON THE CITY OF MILFORD WEBSITE.

030817 033117 040417 041117 *041217 Late Info Added by City Clerk **042017 Late Info by City Manager

City of Milford



PUBLIC NOTICE NOTICE OF PUBLIC HEARINGS

**PLANNING COMMISSION PUBLIC HEARING: APRIL 18, 2017
CITY COUNCIL PUBLIC HEARING: APRIL 24, 2017**

NOTICE IS HEREBY GIVEN the Planning Commission of the City of Milford will hold a Public Hearing on Tuesday, April 18, 2017 at 7:00 p.m. or as soon thereafter as possible in the Joseph Ronnie Rogers Council Chambers at Milford City Hall, 201 South Walnut Street, Milford, Delaware.

A FINAL PUBLIC HEARING is scheduled on Monday, April 24, 2017 at 7:00 p.m. before Milford City Council in the Joseph Ronnie Rogers Council Chambers at Milford City Hall, 201 South Walnut Street, Milford, Delaware.

Virginia Short on behalf of RVS LLC

For a Final Minor Subdivision of .352 +/- acres in an R2 (Residential District) Zoning District.

Property is located at 304 & 306 Claude Street, Milford Delaware.

Present Use: Two Single Family Dwellings on One Parcel;

Proposed Use: Two Single Family Dwellings on Two Parcels.

Tax Map 3-30-11.05-046.00

All parties of interest are hereby notified to be present and to express their views before a final decision is rendered. If unable to attend, written comments will be accepted up to one week prior to the hearing. For additional information, please contact Rob Pierce in the Planning Department at Milford City Hall, via email at or by calling 302.424.8396 x1311.

By: Christine Crouch, CMC
Deputy City Clerk

Advertised: Beacon 03/29/17



PLANNING & ZONING DEPARTMENT
P 302.424.8396 F: 302.424.3558

201 SOUTH WALNUT STREET
MILFORD, DE 19963

www.cityofmilford.com

DATA SHEET FOR LANDS OF RVS, LLC

Planning Commission Public Hearing: April 18, 2017

City Council Public Hearing: April 24, 2017

Application Number / Name	:	17-002 / Lands of RVS, LLC
Applicant	:	Virginia Short 12856 Dupont Boulevard Ellendale, DE 19941
Owner	:	RVS, LLC 12856 Dupont Boulevard Ellendale, DE 19941
Application Type	:	Minor Subdivision
Present Comprehensive Plan Designation	:	Low Density Residential
Present Zoning District	:	R-2 (Residential District)
Present Use	:	Two Single Family Detached Dwellings
Area and Location	:	0.352 +/- acres; 304 and 306 Claude Street
Property Identification Numbers	:	3-30-11.05-46.00

ENC: Staff Report
Exhibit A - Location & Zoning Map
Exhibit B – Survey



PLANNING & ZONING DEPARTMENT
P 302.424.8396 F: 302.424.3558

201 SOUTH WALNUT STREET
MILFORD, DE 19963

www.cityofmilford.com

STAFF REPORT

March 3, 2017

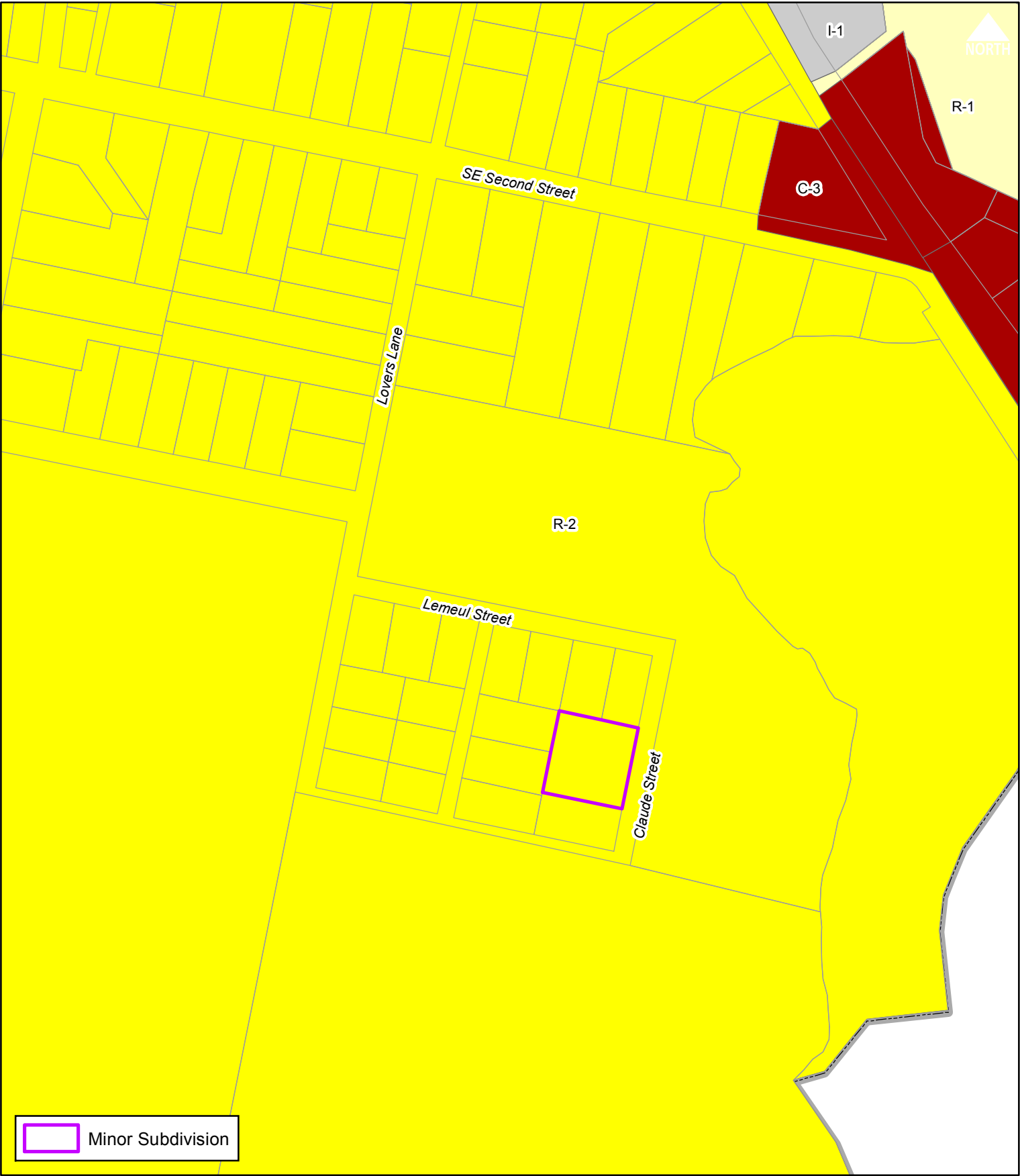
Application Number / Name	:	17-002 / Lands of RVS, LLC
Applicant/Owner	:	RVS, LLC 12856 Dupont Boulevard Ellendale, DE 19941
Present Comprehensive Plan Designation	:	Low Density Residential
Present Zoning District	:	R-2 (Residential District)
Present Use	:	Two Single-family Detached Dwellings
Property Identification Numbers	:	3-30-11.05-46.00
Property Location	:	0.352 +/- acres; 304 and 306 Claude Street

I. **STAFF ANALYSIS:**

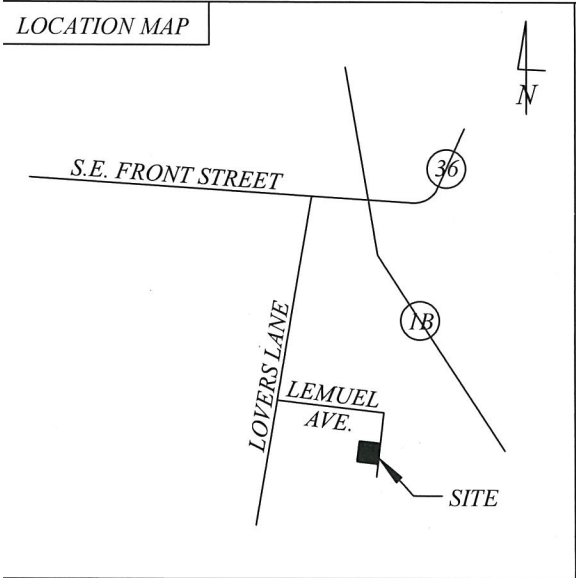
The minor subdivision does not meet the minimum lot area and lot width requirements for the R-2 (Residential District) and will need to obtain a variance from the Board of Adjustment. The application meets all other requirements set forth in Chapter 230 and Chapter 200 as it relates to a minor subdivision.

II. **AGENCY COMMENTS:**

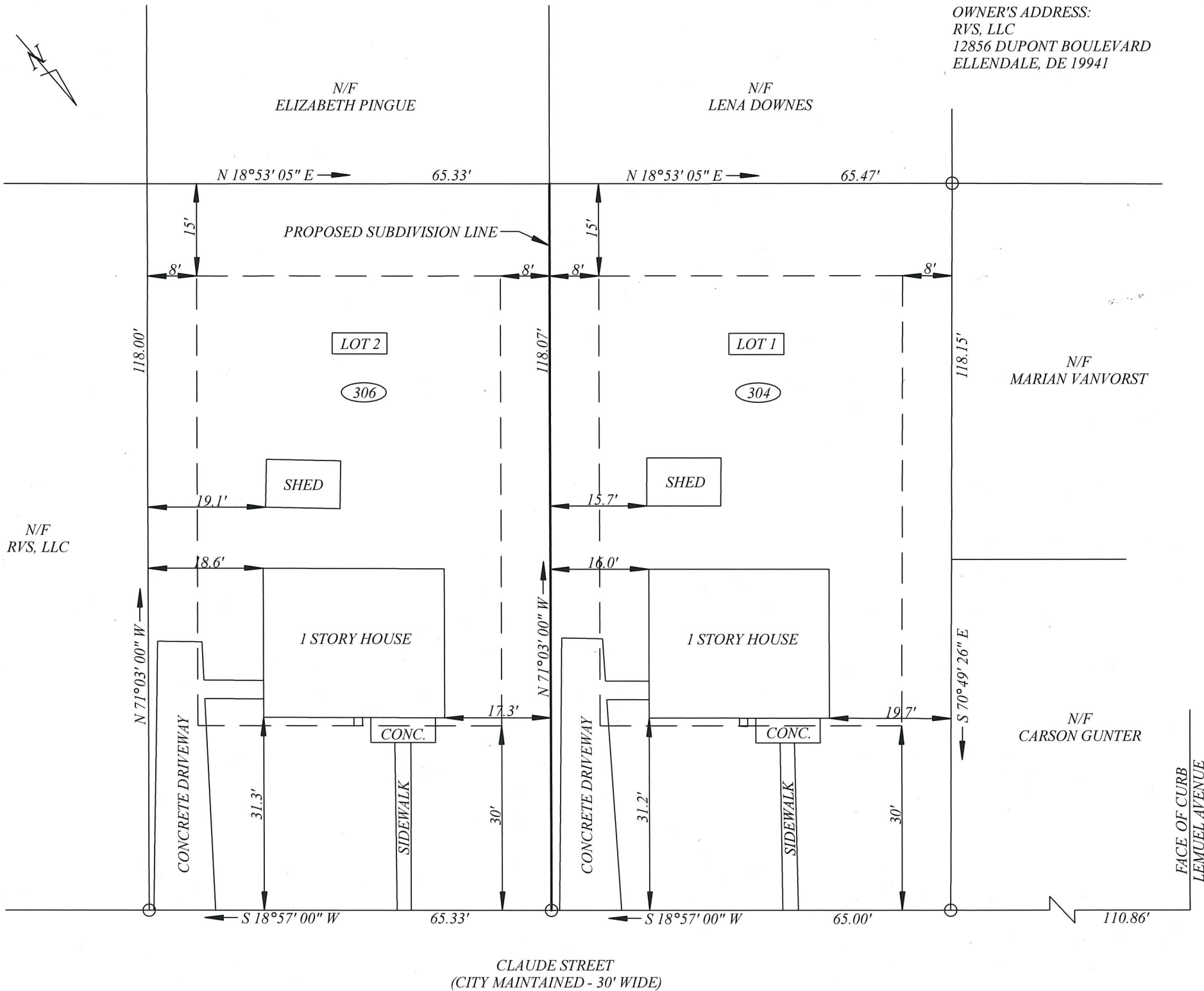
- DelDOT – No comments solicited
- Sussex Conservation District – No comments solicited
- State Fire Marshal – No comments solicited



	Scale:  Feet		Title: Minor Subdivision RVS, LLC Location & Zoning Map
	Drawn by: WRP	Date: 02/27/17	
Filepath: MinorSubdivision_RVS.mxd			



LOT #	REQUIRED LOT SIZE	PROPOSED LOT SIZE	DATA COLUMN
1	8,000 SQ. FT.	7,705 SQ. FT.	TAX PARCEL #: 3-30-11.05-46.00
2	8,000 SQ. FT.	7,711 SQ. FT.	ZONING: R-2
			MIN. REQUIRED LOT SIZE: 8,000 SQ. FT.
LOT #	MAX. LOT COVERAGE	PROPOSED LOT COVERAGE	SETBACKS: FRONT - 30' SIDE - 8' REAR - 15'
1	30%	17.0%	
2	30%	17.1%	
			MAX. LOT COVERAGE: 30%
LOT #	MIN. LOT WIDTH	PROPOSED LOT WIDTH	FLOODPLAIN: PER FEMA MAP #10005C0041K, THE PROPERTY IS NOT LOCATED WITHIN THE 100-YEAR FLOODPLAIN.
1	80 FEET	65.00 FEET	
2	80 FEET	65.33 FEET	CURRENT USE: RESIDENTIAL
			PROPOSED USE: RESIDENTIAL
			PROPERTY ADDRESS: 304 AND 306 CLAUDE STREET MILFORD, DE 19963
			OWNER'S ADDRESS: RVS, LLC 12856 DUPONT BOULEVARD ELLENDALE, DE 19941



OWNER'S CERTIFICATION:

I HEREBY CERTIFY THAT I AM THE LEGAL OWNER OF THE PROPERTY DESCRIBED AND SHOWN ON THIS PLAN, THAT THE PLAN WAS MADE AT MY DIRECTION, AND THAT I ACKNOWLEDGE THE SAME TO BE MY ACT AND DESIRE THE PLAN TO BE RECORDED ACCORDING TO THE LAW.

VIRGINIA SHORT
RVS, LLC

DATE

ENGINEER'S CERTIFICATION:

I CERTIFY THAT I AM A PROFESSIONAL ENGINEER REGISTERED IN THE STATE OF DELAWARE AND THAT THE INFORMATION SHOWN HEREON HAS BEEN PREPARED UNDER MY SUPERVISION AND TO MY BEST KNOWLEDGE AND BELIEF REPRESENTS GOOD ENGINEERING PRACTICES AS REQUIRED BY THE APPLICABLE LAWS OF THE STATE OF DELAWARE.

RICHARD K. VETTER, P.E. #10329

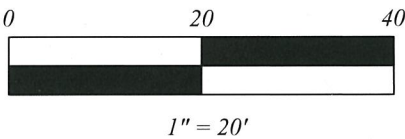
SURVEY BASED ON PHYSICAL EVIDENCE DISCOVERED IN THE FIELD, AND THE CALL OF DEED BOOK 2939, PAGE 1. PROPERTY MAY BE SUBJECT TO EASEMENTS AND/OR RESTRICTIONS AS NOTED IN THE DEED.

NOTES:

- PER THE U.S. FISH AND WILDLIFE SERVICE NATIONAL WETLANDS INVENTORY MAPPING, THERE ARE NO FEDERAL OR STATE-REGULATED WETLANDS PRESENT ON THE PROPERTY.
- PER MAPPING PROVIDED BY THE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL, THE PROPERTY DOES NOT LIE WITHIN A SOURCE WATER PROTECTION AREA.

LEGEND

- FOUND IRON PIPE
- BUILDING SETBACK
- 304 ADDRESS



MINOR SUBDIVISION PLAN
LANDS OF RVS, LLC
CITY OF MILFORD SUSSEX COUNTY, DELAWARE
RICHARD K. VETTER, P.E. 125 APPLE BLOSSOM DRIVE CAMDEN, DE 19934
SCALE: 1" = 20'
FEBRUARY 7, 2017

§ 230-10. - R-2 Residential District.

In an R-2 District no building or premises shall be used and no building shall be erected or altered which is arranged, intended or designed to be used except for one or more of the following uses and complying with the requirements so indicated.

A. Purpose. The purpose of the R-2 District is to permit housing at a greater density than in the R-1 District by providing for the orderly development of low- to medium-density residential housing into those areas where public services are available. This district also allows for professional home occupations. Finally, it protects existing developments of this nature and excludes noncompatible ones.

B. Permitted uses: all uses permitted in the R-1 District.

C. Conditional uses: all uses specified as conditional uses in the R-1 District, and the following uses may be permitted with the approval of a conditional use permit by the Milford City Council in accordance with Article IX of this chapter:

(1) Single-family semidetached dwelling.

(a) Ownership.

[1] Dwelling units and individual lots of a single-family semidetached dwelling may be owned separately if separate utility systems are provided and if separate lots for all dwelling units in a building are created at the same time in conformance with Chapter 200, Subdivision of Land, of this Code.

[2] Provisions satisfactory to the City Council shall be made to assure that areas of common use of the occupants, but not in individual ownership, shall be maintained in an acceptable manner without expense to the general public.

D. Design requirements. No apartment/dwelling units shall be located within a cellar.

E. Site requirements.

(1) The structure shall be so located as to provide proper access to the building for fire-fighting equipment, trash collection and deliveries.

(2) Off-street parking shall be provided at the rate of 2 1/2 spaces for every dwelling unit on each lot.

F. Facilities.

(1) Outdoor light fixtures shall be provided at locations that will assure the safe and convenient use of walks, steps, parking areas, driveways, streets and other such facilities.

(2) Facilities for temporary trash/refuse storage shall be provided in such a manner that is adequate for the dwelling units they must support.

G. Area regulations.

(1) For permitted uses and single-family semidetached dwellings not separately owned:

(a) Minimum interior lot area shall be 8,000 square feet and minimum corner lot area shall be 13,000 square feet.

(b) Maximum lot coverage shall be 30%.

(c) Minimum lot width shall be 80 feet.

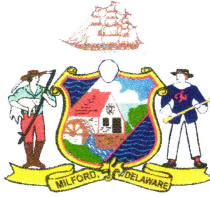
(d) Height of buildings shall not exceed three stories or 35 feet. Accessory buildings shall not exceed 15 feet in height.

(e) Minimum front building setback line shall be 30 feet.

(f) Minimum rear yard setback shall be 15 feet. For lower lots the rear yard may be reduced 20% in depth to allow for the skewing of a residential dwelling on its lot.

- (g) Side yards shall be provided as follows: each lot shall have two side yards a minimum width of eight feet on each side.
 - (h) Parking shall comply with the requirements provided in Article IV of this chapter.
 - (i) Signs shall comply with the requirements in Article VI of this chapter.
 - (j) Decks, subject to the following requirements:
 - [1] The deck cannot be located in the front yard.
 - [2] A minimum distance of 10 feet must be maintained from the deck to the rear property line.
- (2) For single-family semidetached dwellings separately owned:
- (a) Minimum interior lot area shall be 4,000 square feet and minimum corner lot area shall be 6,500 square feet.
 - (b) Maximum lot coverage shall be 30%.
 - (c) Minimum lot width shall be 40 feet.
 - (d) Height of buildings shall not exceed three stories or 35 feet. Accessory buildings shall not exceed 15 feet in height.
 - (e) Minimum front building setback line shall be 30 feet.
 - (f) Minimum rear yard setback shall be 15 feet. For lower lots the rear yard may be reduced 20% in depth to allow for the skewing of a residential dwelling on its lot.
 - (g) Side yard shall be provided as follows: each lot shall have one side yard a minimum width of eight feet.
 - (h) Parking shall comply with the requirements provided in Article IV of this chapter.
 - (i) Signs shall comply with the requirements in Article VI of this chapter.

City of Milford



CITY COUNCIL AGENDA

May 1, 2017 - 7:00 P.M.

Joseph Ronnie Rogers Council Chambers
Milford City Hall
201 South Walnut Street
Milford, Delaware

ANNUAL ORGANIZATIONAL MEETING

Call to Order - Mayor Bryan Shupe

Invocation

Pledge of Allegiance

2017 Election Report - City Manager Eric Norenberg

Certification by Board of Election

Swearing In of City Council:

Christopher H. Mergner	-First Ward Seat
	-Second Ward Seat
Douglas E. Morrow	-Third Ward Seat
James O. Starling Sr.	-Fourth Ward Seat

Election of Vice Mayor

Reappointment of City Solicitor

Appointment/Reappointment of Workforce Development Commissioners

Adjourn

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Sussex County Association of Towns

20 W Fourth Street, Blades, Delaware 19973

Town of Bethany Beach

Town of Bethel

Town of Blades

Town of Bridgeville

Town of Dagsboro

Town of Delmar

Town of Dewey Beach

Town of Ellendale

Town of Fenwick Island

Town of Frankford

Town of Georgetown

Town of Greenwood

Town of Henlopen Acres

Town of Laurel

City of Lewes

City of Milford

Town of Millsboro

Town of Millville

Town of Milton

Town of Ocean View

City of Rehoboth Beach

City of Seaford

Town of Selbyville

Town of Slaughter Beach

Town of South Bethany

Sussex County Council

S.C.A.T. Dinner for Wednesday, May 3rd, 2017

LOCATION: Dewey Beach Lions Clubhouse
115 McKinley Avenue (Bay Block)
Dewey Beach, DE 19971

TIME: 6:00 pm – Social with Hor D'oeuvres
6:30 pm - Dinner

HOST: Town of Dewey Beach

SPEAKER: Chris Bason with The Center for Inland Bays

COST: \$35.00

MENU: **On the Dinner Buffet**

- Wedge salad- chopped iceberg, crumbled bacon, bleu cheese, tomatoes and ranch style dressing
- Woody's famous crab cakes
- Bethany Blues' Tender Smoked brisket
- Herb roasted chicken with wild mushrooms
- Chilled Sussex medley tomato salad
- Truffle mashed potatoes
- Roasted vegetables
- Slider rolls
- Bar/Beverages

For reservations, please contact Joyce Pool at 302-227-6363 no later than

FRIDAY, APRIL 28TH, 2016 AT 4PM

RESERVE EARLY, RESERVATION CAP AT 90

Please make checks payable to the **Town of Dewey Beach**

Attention: Joyce Pool

Town of Dewey Beach

105 Rodney Avenue

Dewey Beach, DE 19971-3207

S.C.A.T. Steering Committee Breakfast

Friday, May 5th, 2017 9AM Arena's at the Airport, Georgetown



April 11, 2017

TO: Mayor and City Council
FROM: Eric Norenberg
SUBJECT: Corrections to Chapter 168

Purpose and Background

The purpose of this memo is to review the recommended changes to Chapter 168 of the City's Codified Ordinances. Chapter 168 - Peddling, Soliciting and Transient Merchants was updated late in 2016 to include new provisions related to mobile food vehicles (a.k.a. food trucks) and other updates. At the time, there were two key intentions. First, vendors and food trucks at approved special events in Milford would be exempt from permits that would otherwise be required and, second, to clearly state where food trucks are able to operate. It turns out, there were some unintended conflicts within the ordinance amendments adopted last year, so based on feedback from vendors, special event planners, Milford's Police Chief and the City Solicitor, a few changes are recommended.

Discussion

There are three categories of changes recommended to Chapter 168 - Peddling, Soliciting and Transient Merchants. These fall into three categories: Corrections related to special events, correction related to background checks and additional exemptions.

Special Events – As noted above, it was intended that the ordinance amendments approved last fall would enable organizers of special events to recruit, select and approve the vendors, including food trucks, at their special events and that the event organizers would be responsible for verifying insurance and proper state licensing. This was based on feedback from event organizers and City staff who realized that requiring permits of vendors or food trucks that might only be in town on a given weekend would be difficult for both vendors and staff to handle. Unfortunately, there was a conflict in the wording as approved last year, so it is recommended that § 168-5 be changed to include the requirement that "Mobile Food Vehicles are properly permitted by the Delaware Department of Health and Social Services Division of Public Health and the Delaware Department of Transportation" for special events, farmers markets, etc. and approved by the event organizers.

Background Checks – In order to provide for thorough checks of transient vendors and peddlers going door to door in Milford neighborhoods, the background check provisions were strengthened last year (see § 168-3. - Information to be supplied). It was not staff's intention to have this apply to mobile food vendors operating at fixed locations, such as at a private party, a special event, etc. Rather the intent was to ensure persons going door to door or driving through neighborhoods selling products would have a more complete background check. Chief Brown has confirmed that he feels this is the appropriate approach to take with these two types of vending activities. Accordingly, revisions are proposed to the definitions and § 168-3 to require the criminal background check of solicitors and peddlers.

Additional Exemptions – While reviewing the changes described above with the City Solicitor, he recommended we consider adding an additional exemption to § 168-13 that relate to the First Amendment. And, given the stricter background check requirement, it is proposed that solicitation by charitable organizations be exempt as described in the proposed ordinance.

Recommendation

It is recommended that the ordinance revising Section 168 of the City's codified ordinances be amended as presented.

**PUBLIC NOTICE
ORDINANCE 2017-11**

**CODE OF THE CITY OF MILFORD
PART II-GENERAL LEGISLATION
CHAPTER 168
PEDDLING, SOLICITING AND TRANSIENT MERCHANTS**

WHEREAS, there is a need to adjust regulations for certain services from time to time and incorporate adjusted and/or new fees for licensing and permitting services; and

WHEREAS, it is found appropriate to update the language in Chapter 168 by which the City reviews, evaluates and acts upon applications for Peddling, Soliciting and Transient Merchants.

NOW THEREFORE, THE CITY OF MILFORD HEREBY ORDAINS:

Chapter 168 - PEDDLING, SOLICITING AND TRANSIENT MERCHANTS

Section 1. Chapter 168 “Peddling, Soliciting and Transient Merchants” of the Code of the City of Milford is hereby amended as set forth below.

Section 2. Section 168-1 “Definitions and Word Usage” is hereby amended by adding Subparagraph 3c shown as underlined and bold (red):

§ 168-1. - Definitions and Word Usage.

SOLICITING and PEDDLING

- (1) SOLICITING — The seeking or taking of contracts or orders for any goods, wares, merchandise or services for future delivery or for subscriptions or contributions upon any streets or sidewalks or from house to house within the City.
- (2) PEDDLING — The selling or offering for sale of any goods, wares, merchandise or services for immediate delivery which the person selling or offering for sale carries with him/her in traveling or has in his/her possession or control upon any of the streets or sidewalks or from house to house within the City.
- (3) Neither the word "soliciting" nor "peddling" shall apply to:
 - a. Farmers seeking or taking orders for or selling or offering for sale their own produce.
 - b. Vendors at farmer’s markets or special events that are approved by the City to use public streets, parks and facilities for their event.
 - c. Mobile Food Vehicles (as defined below) that are parked at a Special Event, a Private Party (as defined below), or otherwise permitted to operate at a fixed location in accordance with this Chapter.**

Section 3. Section 168-3(A) “Information to be Supplied’ is hereby amended by adding new text shown as underlined and bold (red) and removing text indicted by striking through:

§ 168-3. Information to Be Supplied.

- A. Every solicitor, peddler or transient merchant desiring to conduct business ~~person~~ desiring to engage in soliciting or peddling in the City shall first register, under oath, with the Code Official. Upon such application, such person shall give his/her name, address and age; ~~undergo his previous a criminal background check through the Delaware State Bureau of Identification record, with the report sent to the Code Official any;~~ the name and address of the person for whom he/she works and a letter appended to the application authorizing the applicant to represent the firm the applicant purports to represent, if any; the type or types of article, device, subscription, contribution, service or contract which he/she desires to sell or for which he wishes to solicit within the City; the length of time he wishes to be registered; the type of vehicle he/she uses, if any, and its registration number; and the name, address and title of a company officer upon whom process or other legal notice may be served, if the applicant is a corporation or company. Solicitors and peddlers shall be required to undergo a criminal background check through the Delaware State Bureau of Identification, with report sent to the Code Official.

Section 4. Section 168-5 “Issuance of License or Permit; List of Vendors” is hereby amended by adding new text shown as underlined and bold (red) and removing text indicted by striking through in Paragraph A and Paragraph B:

§ 168-5. Issuance of License or Permit; List of Vendors.

- A. Upon registering with the City as aforesaid, each solicitor, ~~or~~ peddler or transient merchant shall be issued, unless he shall have been convicted of a crime involving moral turpitude, a license or permit and may, unless he shall have been convicted of a crime involving moral turpitude, be permitted to solicit or peddle or act as a transient merchant within the City for the licensed period beginning on the date such license or permit is issued and ending on the expiration date thereof. Such license or permit shall not be transferable.
- (1) No license or permit shall be issued to any person or business unless all taxes, assessments, sewer, water, electric, trash charges and any other fees due the City are paid and in good standing.
- B. Notwithstanding the provisions of Subsection A. hereof, organizers of special events that are approved by the City to use public streets, parks and facilities for their event may restrict or select the vendors or transient merchants that can participate at their farmer’s market or event, provided that any Mobile Food Vehicles are properly permitted by the Delaware Department of Health and Social Services Division of Public Health and the Delaware Department of Transportation ~~in accordance with the provisions of this Chapter.~~ Event organizers shall provide a list of the approved vendors (including Mobile Food Vehicles) to the City no less than one week prior to the event.

Section 5. Section 168-13 “Exemptions from License Requirements” is hereby amended by adding Paragraphs D and E and text shown as underlined and bold (red).

§ 168-13. - Exemptions from License Requirements.

The following persons/activities are exempt from the license requirements of this chapter:

- A. Farmers engaged in selling only produce of their own farms from a truck or other vehicle.
- B. Persons engaged in the sale of goods, wares and merchandise, the proceeds whereof are to be applied to any charitable or philanthropic purpose.
- C. Persons 16 years of age or under.
- D. Persons attempting to enlist support for or against a particular religion, political party, candidate, cause or issue.**
- E. Solicitations, sales, or distributions made by a charitable organization recognized as tax exempt under the Internal Revenue Code, a religious organization recognized as such under the laws of the State of Delaware, or an organization authorized by any school within the Milford School District.**

Section 6. Dates.

City Council Introduction: April 10, 2017

City Council Adoption: April 24, 2017

Effective (Projected): May 4, 2017

This ordinance shall take effect and be in force ten days after its adoption.

To review the entire chapter or a complete list of the City of Milford ordinances, please access the City website at www.cityofmilford.com or contact the City Clerk's Office at 302.422.1111.

Advertised: Beacon 04/12/17

INVITATION TO BIDDERS

Sealed Bids, in duplication, will be received by the City of Milford, until 2:00 p.m. local time on April 13, 2017 for the general construction of the **Airport Road Rehabilitation Project**, at which time the bids will be opened publicly.

Work includes the rehabilitation of approximately 7,400 L.F. of roadway including new pavement, mill and overlay of existing pavement, and miscellaneous curb, sidewalk, and handicap ramp replacement. Also included is installation of new storm drain pipe and shaping and regrading of approximately 3,650 L.F. of roadside swales.

Bidders are required to provide bid security in the amount of ten percent (10%) of the bid sum. The successful bidder will be required to post Performance and Payment Bonds equal to one hundred percent (100%) of the contract price upon execution of the contract.

The CONTRACT DOCUMENTS may be examined and/or obtained at the office of Davis, Bowen & Friedel, Inc., 23 North Walnut Street, Milford, Delaware, 19963, (302) 424-1441 upon payment of \$150.00 for each set, non-refundable. Checks should be made payable to Davis, Bowen & Friedel, Inc.

This project is not subject to State of Delaware Prevailing Wage Rates and any requirements therein.

A PRE-BID meeting will be held on April 3, 2017, at 2:00 p.m. at City Hall.

The City reserves the right, as the interest of the City of Milford may appear, to reject any and all bids, to waive any informality or irregularity in bids received and to accept or reject any items of any bid.

City of Milford

By: Eric Norenberg
City Manager

INVITATION TO BIDDERS

Sealed Bids, in duplication, will be received by the City of Milford, until 2:00 p.m. local time on April 13, 2017 for the general construction of the Airport Road Rehabilitation Project, at which time the bids will be opened publicly.

Work includes the rehabilitation of approximately 7,400 L.F. of roadway including new pavement, mill and overlay of existing pavement, and miscellaneous curb, sidewalk, and handicap ramp replacement. Also included is installation of new storm drain pipe and shaping and regrading of approximately 3,650 L.F. of roadside swales.

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City of Milford
By: Eric Norenberg
City Manager

178078 DSN 3/17,23/2017

CITY OF MILFORD
AIRPORT ROAD REHABILITATION PROJECT
CONTRACT No. 052A171
BID OPENING RESULTS

Bid Date: April 13, 2017
Location: City Hall

BIDDER

Bid Bond

Addendum 1

TOTAL BID (ITEMS 1-39)

Teal Construction

Allan Myers

✓ Diamond Materials

1,655,177.50

Jerry's Paving

✓ Zack Excavating

2,081,310

✓ Thompson & Sons

2,386,844.47

✓ George & Lynch

1,971,474

✓ Sam's Construction

1,937,330

April 20, 2017

City of Milford
201 South Walnut Street
Milford, Delaware 19963

*Michael R. Wigley, AIA, LEED AP
W. Zachary Crouch, P.E.
Michael E. Wheelleton, AIA
Jason P. Loar, P.E.
Rina W. Lardner, P.E.*

Attention: Mr. Eric Norenburg, City Manager
Mayor Shupe and Council Members

Re: Airport Road Rehabilitation Project
City of Milford
Sussex/Kent County, Delaware
Bid Award Recommendation
DBF# 052A171

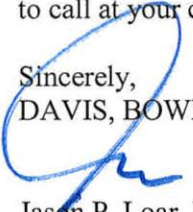
Dear Mr. Norenburg, Mayor Shupe, and Council Members:

On Thursday, April 13, 2017 at City Hall, the bids for the above referenced project were received and opened. On behalf of the City we have evaluated the bids and the associated documentation submitted by each of the General Contractors and all documentation is in order. For City review and approval, please find enclosed a tabulation of all of the bids received.

Based on our review of the bids, we recommend that the Contract be awarded to the apparent low bidder Diamond Materials, LLC of Newport, Delaware with a total base bid of \$1,655,177.50. This recommended bid is within the City's proposed budget for this project.

Should you have any questions, comments, concerns, or would like to discuss this further, please feel free to call at your convenience.

Sincerely,
DAVIS, BOWEN AND FRIEDEL, INC.



Jason P. Loar, P.E.
Principal

JPL
P:\MILFORD\052A171 Airport Road\Bidding\Award Recommendation.docx

cc: Mark Whitfield, Public Works Director – City of Milford



CITY OF MILFORD

AIRPORT ROAD REHABILITATION PROJECT

Contract: 052A171

Bid Date: April 13, 2017

BID RESULTS

					Diamond Materials LLC		Sam's Construction, LLC		George & Lynch, Inc.		Zack Excavating, Inc.		Thompson & Sons Contracting, Inc.			
Item No. & Description			Size/ Depth	Unit	Est. Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	
ROADWAY AND SIDEWALK REHABILITATION																
1	Mobilization/Demobilization (Max. 3% of total bid contract)			---	LS	1	\$35,000.00	\$35,000.00	\$36,300.00	\$36,300.00	\$53,000.00	\$53,000.00	\$112,500.00	\$112,500.00	\$40,000.00	\$40,000.00
2	Remove and Dispose of Existing Sidewalk including Saw Cutting; regardless of thickness			---	SF	1,350	\$1.45	\$1,957.50	\$4.00	\$5,400.00	\$3.42	\$4,617.00	\$6.00	\$8,100.00	\$3.60	\$4,860.00
3	Furnish and Install Standard Sidewalk including 4" Stone Base Material			4"	SF	400	\$9.10	\$3,640.00	\$12.00	\$4,800.00	\$20.50	\$8,200.00	\$10.50	\$4,200.00	\$12.33	\$4,932.00
4	Remove and Dispose of Existing Concrete Island			---	LS	1	\$340.00	\$340.00	\$5,000.00	\$5,000.00	\$2,920.00	\$2,920.00	\$3,000.00	\$3,000.00	\$6,347.00	\$6,347.00
5	Remove and Dispose of Existing Concrete Curb or Curb and Gutter including Saw Cutting, Full Depth			Varies	LF	900	\$4.00	\$3,600.00	\$5.00	\$4,500.00	\$8.70	\$7,830.00	\$10.00	\$9,000.00	\$8.42	\$7,578.00
6	Furnish and Install New Concrete Curb or Curb and Gutter Regardless of Type, Including Stone Base			---	LF	700	\$39.00	\$27,300.00	\$34.00	\$23,800.00	\$36.72	\$25,704.00	\$41.00	\$28,700.00	\$39.61	\$27,727.00
7	Furnish and Install Handicap Curb Ramps Including 6" Stone Base			6"	SF	950	\$13.50	\$12,825.00	\$24.00	\$22,800.00	\$20.36	\$19,342.00	\$14.20	\$13,490.00	\$9.45	\$8,977.50
8	Furnish and Install Truncated Domes			---	SF	160	\$27.00	\$4,320.00	\$38.00	\$6,080.00	\$50.40	\$8,064.00	\$41.80	\$6,688.00	\$44.00	\$7,040.00
9	Saw Cut, Remove and Dispose of Existing Asphalt Paving to Proposed Pavement Subgrade.			---	SY	12,100	\$16.00	\$193,600.00	\$16.00	\$193,600.00	\$16.68	\$201,828.00	\$37.16	\$449,636.00	\$11.85	\$143,385.00
10	Skim Mill Existing Asphalt Pavement in Preparation of Pavement Overlay			1/2 " min	SY	18,000	\$1.30	\$23,400.00	\$9.00	\$162,000.00	\$2.45	\$44,100.00	\$1.50	\$27,000.00	\$4.19	\$75,420.00
11	Roto-Mill Existing Asphalt Pavement in Preparation of Pavement Overlay			2"	SY	1800	\$5.75	\$10,350.00	\$9.00	\$16,200.00	\$6.90	\$12,420.00	\$13.33	\$23,994.00	\$9.60	\$17,280.00
12	Furnish and Install GABC Type B Stone Pavement Base Material including Preparation and Compaction of Pavement Subgrade			---	SY-IN	101,000	\$1.65	\$166,650.00	\$1.00	\$101,000.00	\$2.05	\$207,050.00	\$1.71	\$172,710.00	\$7.50	\$757,500.00
13	Furnish and Install Type BCBC Hot Mix Asphalt Base Material			4"	TON	3,000	\$81.00	\$243,000.00	\$110.00	\$330,000.00	\$73.30	\$219,900.00	\$75.32	\$225,960.00	\$98.15	\$294,450.00
14	Furnish and Install Type B Super Pave Asphalt. (This Item also includes wedge paving as necessary to bring existing paving to proper grade prior to 2 inch overlay.)			3" min	TON	2,600	\$82.50	\$214,500.00	\$110.00	\$286,000.00	\$73.75	\$191,750.00	\$75.32	\$195,832.00	\$98.29	\$255,554.00
15	Furnish & Install Type C Super Pave Asphalt			2"	TON	3,800	\$86.00	\$326,800.00	\$110.00	\$418,000.00	\$82.70	\$314,260.00	\$88.00	\$334,400.00	\$113.35	\$430,730.00
16	Remove and Replace Existing Manhole Frame and Cover Supplied by the City			---	EA	2	\$1,150.00	\$2,300.00	\$700.00	\$1,400.00	\$953.00	\$1,906.00	\$300.00	\$600.00	\$600.00	\$1,200.00
17	Remove and Replace Existing Valve Box Supplied by the City			---	EA	15	\$340.00	\$5,100.00	\$400.00	\$6,000.00	\$368.00	\$5,520.00	\$300.00	\$4,500.00	\$788.33	\$11,824.95
18	Adjust Existing Manhole Frame and Cover Prior to Paving			---	EA	2	\$1,150.00	\$2,300.00	\$700.00	\$1,400.00	\$953.00	\$1,906.00	\$500.00	\$1,000.00	\$990.00	\$1,980.00
19	Adjust Valve Box Prior to Paving			---	EA	7	\$60.00	\$420.00	\$400.00	\$2,800.00	\$336.00	\$2,352.00	\$200.00	\$1,400.00	\$392.86	\$2,750.02
SUBTOTAL ROADWAY AND SIDEWALK REHABILITATION								\$1,277,402.50		\$1,627,080.00		\$1,332,669.00		\$1,622,710.00		\$2,099,535.47



CITY OF MILFORD

AIRPORT ROAD REHABILITATION PROJECT

Contract: 052A171

Bid Date: April 13, 2017

BID RESULTS

					Diamond Materials LLC		Sam's Construction, LLC		George & Lynch, Inc.		Zack Excavating, Inc.		Thompson & Sons Contracting, Inc.	
Item No. & Description		Size/ Depth	Unit	Est. Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
STORM DRAINAGE IMPROVEMENTS														
20	Remove and Replace Existing 18 inch Stormdrain Pipe at Brent Jordan Way Incl. new Flared End Section	---	LS	1	\$3,100.00	\$3,100.00	\$10,000.00	\$10,000.00	\$4,860.00	\$4,860.00	\$3,000.00	\$3,000.00	\$5,703.50	\$5,703.50
21	Furnish & Install New 18 inch ADS N-12 Stormdrain Pipe from West Liberty Way to Airport Road Incl. new Flared End Section	---	LS	1	\$14,900.00	\$14,900.00	\$39,000.00	\$39,000.00	\$16,500.00	\$16,500.00	\$13,300.00	\$13,300.00	\$12,793.00	\$12,793.00
22	Regrade, Topsoil and Stabilize Existing South Roadside Swale from Approx. Stations 36+50 to 39+25.	4 to 1 Max. Side Slope	LS	1	\$4,200.00	\$4,200.00	\$10,000.00	\$10,000.00	\$9,940.00	\$9,940.00	\$5,500.00	\$5,500.00	\$5,104.00	\$5,104.00
23	Regrade, Topsoil and Stabilize Existing South Roadside Swale from Approx. Stations 43+50 to 52+75.	4 to 1 Max. Side Slope	LS	1	\$14,000.00	\$14,000.00	\$12,000.00	\$12,000.00	\$27,030.00	\$27,030.00	\$13,000.00	\$13,000.00	\$29,425.00	\$29,425.00
24	Regrade, Topsoil and Stabilize Existing South Roadside Swale from Approx. Stations 52+75 to 56+30.	4 to 1 Max. Side Slope	LS	1	\$5,400.00	\$5,400.00	\$9,000.00	\$9,000.00	\$16,210.00	\$16,210.00	\$13,000.00	\$13,000.00	\$8,404.00	\$8,404.00
25	Regrade, Topsoil and Stabilize Existing South Roadside Swale from Approx. Stations 57+35 to 68+50.	4 to 1 Max. Side Slope	LS	1	\$16,800.00	\$16,800.00	\$12,000.00	\$12,000.00	\$41,470.00	\$41,470.00	\$24,000.00	\$24,000.00	\$16,511.00	\$16,511.00
26	Regrade, Topsoil and Stabilize Existing North Roadside Swale from Approx. Stations 59+50 to 62+35.	4 to 1 Max. Side Slope	LS	1	\$4,400.00	\$4,400.00	\$10,000.00	\$10,000.00	\$15,340.00	\$15,340.00	\$10,000.00	\$10,000.00	\$6,798.00	\$6,798.00
27	Regrade, Topsoil and Stabilize Existing North Roadside Swale from Approx. Stations 62+35 to 69+30.	4 to 1 Max. Side Slope	LS	1	\$10,600.00	\$10,600.00	\$9,000.00	\$9,000.00	\$41,420.00	\$41,420.00	\$10,000.00	\$10,000.00	\$18,183.00	\$18,183.00
28	Furnish and Install 6" d50 Riprap 18 inch thick over MIRAFI 600X Fabric	---	SF	400	\$11.00	\$4,400.00	\$6.25	\$2,500.00	\$10.50	\$4,200.00	\$8.25	\$3,300.00	\$15.13	\$6,052.00
SUBTOTAL STORM DRAINAGE IMPROVEMENTS						\$77,800.00		\$113,500.00		\$176,970.00		\$95,100.00		\$108,973.50
MISCELLANEOUS BID ITEMS														
29	Detours, Maintenance of Traffic, Traffic Control During Construction	---	LS	1	\$116,000.00	\$116,000.00	\$75,000.00	\$75,000.00	\$278,250.00	\$278,250.00	\$100,000.00	\$100,000.00	\$35,200.00	\$35,200.00
30	Allowance for Signage Beyond what is Shown and Noted on the MOT and Detour Plans	---	--	1	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00
31	Epoxy Pavement Striping & Thermoplastic Pavement Markings	---	LS	1	\$33,000.00	\$33,000.00	\$10,000.00	\$10,000.00	\$28,820.00	\$28,820.00	\$27,500.00	\$27,500.00	\$46,865.50	\$46,865.50
32	Furnish and Install Permanent Stop Signs	---	EA	5	\$225.00	\$1,125.00	\$250.00	\$1,250.00	\$525.00	\$2,625.00	\$200.00	\$1,000.00	\$550.00	\$2,750.00
33	Sediment and Erosion Control	---	LS	1	\$15,400.00	\$15,400.00	\$12,000.00	\$12,000.00	\$47,100.00	\$47,100.00	\$2,500.00	\$2,500.00	\$13,750.00	\$13,750.00
SUBTOTAL MISCELLANEOUS BID ITEMS						\$190,525.00		\$123,250.00		\$381,795.00		\$156,000.00		\$123,565.50
CONTINGENCY ITEMS (TO BE COMPLETED ONLY AT THE DIRECTION OF THE ENGINEER														
34	Undercut, Furnish and Install #57 Stone	---	CY	50	\$100.00	\$5,000.00	\$35.00	\$1,750.00	\$138.00	\$6,900.00	\$300.00	\$15,000.00	\$70.00	\$3,500.00
35	Undercut, Furnish, Install, and Compact Select Backfill from Off-Site Source	---	CY	1,000	\$52.00	\$52,000.00	\$35.00	\$35,000.00	\$47.34	\$47,340.00	\$150.00	\$150,000.00	\$30.00	\$30,000.00
36	Test Pitting, including Pavement Removal and Temporary Restoration	---	CY	50	\$210.00	\$10,500.00	\$50.00	\$2,500.00	\$70.00	\$3,500.00	\$300.00	\$15,000.00	\$100.00	\$5,000.00
37	Furnish and Install Miscellaneous Concrete including Removal and Disposal of Existing	---	CY	20	\$640.00	\$12,800.00	\$400.00	\$8,000.00	\$410.00	\$8,200.00	\$300.00	\$6,000.00	\$200.00	\$4,000.00



CITY OF MILFORD

AIRPORT ROAD REHABILITATION PROJECT

Contract: 052A171

Bid Date: April 13, 2017

BID RESULTS

					Diamond Materials LLC		Sam's Construction, LLC		George & Lynch, Inc.		Zack Excavating, Inc.		Thompson & Sons Contracting, Inc.	
Item No. & Description		Size/ Depth	Unit	Est. Qty	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
38	Secure Modified Proctor Tests	---	EA	5	\$330.00	\$1,650.00	\$250.00	\$1,250.00	\$320.00	\$1,600.00	\$300.00	\$1,500.00	\$180.00	\$900.00
39	Secure Field Density Tests	---	EA	250	\$110.00	\$27,500.00	\$100.00	\$25,000.00	\$50.00	\$12,500.00	\$80.00	\$20,000.00	\$45.00	\$11,250.00
SUBTOTAL CONTINGENCY ITEMS						\$109,450.00		\$73,500.00		\$80,040.00		\$207,500.00		\$54,650.00
TOTAL BASE BID AMOUNT (ITEMS 1 - 39) :					\$1,655,177.50		\$1,937,330.00		\$1,971,474.00		\$2,081,310.00		\$2,386,724.47	



PUBLIC NOTICE

NOTICE is hereby given the following Ordinance is currently under review by Milford City Council on the dates as noted:

CITY OF MILFORD
ORDINANCE 2017-12

Electric Rules and Regulations Including the Electric Tariff

APPENDIX B ELECTRIC RULES AND REGULATIONS

WHEREAS, the City of Milford provides utility services including electric, water and sewer to residents, businesses and industries within its service territory; and

WHEREAS, Appendix B-Electric Rules and Regulations of the City of Milford Code provides that charges and rates for utility services provided by the utility department, including electric, shall be established and modified from time to time by City Council; and

WHEREAS, in March 2016, City Council authorized a Cost of Services Analysis and Rate Study be performed by Utility Financial Solutions (UFS) and those findings have been presented to the City Public Works Staff and City Council, and

WHEREAS, in addition, there is need to define the Supply Service Rate and Supply Service Charges in the Net Metering Rules to comply applicable laws and regulations; and

WHEREAS, the City Council finds that a modification to Net Metering and the City's electric rates will ensure that the Electric Division can meet its obligations, as well as provide an efficient rate structure for the economic use of energy; and

WHEREAS, it is appropriate that electric rates be modified annually, beginning June 1, 2017, for a period of three years, in accordance with the findings contained in the UFS study presented to City Council at its meeting on May 8, 2016.

NOW, THEREFORE, THE CITY OF MILFORD HEREBY ORDAINS:

APPENDIX B - ELECTRIC RULES AND REGULATIONS

That Appendix B-Electric Rules and Regulations, of the Code of the City of Milford is hereby amended in the following manner:

Section 1. Certain sections and portions of sections of Section 24, Fee Schedule, are hereby amended, deleted or added to as more specifically set forth in this appendix. Stricken text will be deleted and added text displayed in red bold italic print.

Section 2. Section 24 is amended by changing its title from Fee Schedule to Fees, Classifications and Schedules.

Section 3. Section 24 is amended by creating a new section 24-1 entitled Fee Schedule.

Section 4. Subsection 24-2, RES-Residential Service Schedule, is amended by adding a new paragraph 8 and subsequently number the existing paragraph 8 and the remaining paragraphs.

Section 5. Subsection 24-12, Net Metering Service, Paragraph 6, Rate, is hereby amended by identifying the existing subparagraph as “A” and adding a new subparagraph “B”.

Section 6. Section 24 is amended by numbering each remaining subsection.

Section 7. Appendix B is amended by deleting the reference to Section 22 in Appendix 1.

SECTION 24 - ~~FEE SCHEDULE~~ **FEES, CLASSIFICATIONS AND SCHEDULES**

24-1. FEE SCHEDULE

SERVICE CLASSIFICATIONS

24-2. RES—RESIDENTIAL SERVICE SCHEDULE

1. AVAILABILITY

This rate applies to residences throughout the territory served by the City. Single phase electric Service will also be rendered to the dwelling appurtenances of single private family residences for domestic requirements and also for related farm or domestic purposes when such Service is supplied through one meter.

2. TERM OF SERVICE

Residential service is offered on a month-to-month basis until terminated unless a special contract is required as discussed in Section 3.6 of Rules and Regulations.

3. MONTHLY RATES

<u>Energy Charge</u>	<i>Summer</i> Billing Months <u>June through September</u>	<i>Winter</i> Billing Months <u>October through May</u>
First 5 kWh Or Less	\$4.00 flat charge	\$4.00 flat charge
6-2500 kWh	\$0.1380/kWh	\$0.1280/kWh
Excess kWh Over 2500	\$0.1500/kWh	\$0.1400/kWh

<i>RATES</i>	<i>Year 1</i>	<i>Year 2</i>	<i>Year 3</i>
<i>Monthly Facilities Charge:</i>			
<i>All Customers</i>	<i>\$ 8.00</i>	<i>\$ 12.00</i>	<i>\$ 16.00</i>
<i>Energy Charge:</i>			
<i>Winter*</i>			

Winter Block 1 (0 - 5 kWh)	\$ 0.12251	\$ 0.11164	\$ 0.10351
Winter Block 2 (6 - 2,500 kWh)	\$ 0.12251	\$ 0.11164	\$ 0.10351
Winter Block 3 (Excess)	\$ 0.13451	\$ 0.12364	\$ 0.11551
Summer**			
Summer Block 1 (0 - 5 kWh)	\$ 0.13251	\$ 0.14251	\$ 0.15251
Summer Block 2 (6 - 2,500 kWh)	\$ 0.13251	\$ 0.14251	\$ 0.15251
Summer Block 3 (Excess)	\$ 0.14451	\$ 0.15451	\$ 0.16451

*October through May

**June through September

4. BILLING PERIOD

Rates are stated on a monthly basis and bills are rendered monthly following the supply of Service based on the rate stated herein.

5. PURCHASED POWER COST ADJUSTMENT (PPCA) CHARGE

All kilowatt-hours billed under this service classification may be subject to Purchased Power Cost Adjustment (PPCA) charges. (Reference: Section 19)

6. GENERAL COST ADJUSTMENT

The monthly charges under this Service Classification may be subject to General Cost Adjustment Charge. (Reference: Section 20)

7. GREEN/RENEWABLE ENERGY FUND RATE

All kilowatt-hours billed under this Service Classification will be subject to Green/Renewable Energy Fund Rate. (Reference: Section ~~22~~ **24**)

8. MONTHLY FACILITIES CHARGE

A MONTHLY CHARGE TO COVER THE FIXED COST OF SUPPLYING POWER TO A CUSTOMER.

89. MINIMUM CHARGE

The minimum monthly charge shall be the ~~"first 5 KWH or less" flat charge plus any applicable Purchased Power Cost Adjustment charge and Green/Renewable Energy Fund Rate. Minimum charge shall not be prorated for periods of less than one month.~~ **MONTHLY FACILITIES CHARGE. MINIMUM CHARGE SHALL NOT BE PRORATED.**

910. LOAD MANAGEMENT

The City encourages its Customers to implement renewable energy and load management resources. The City offers two rate options for this purpose. These are LCSS - Load Control Service Schedule and Net Metering Service.

1011. RULES AND REGULATIONS

City's Department Rules and Regulations shall govern the supply of Service under this Service Classification.

24-3. SGS—SMALL GENERAL SERVICE SCHEDULE

1. AVAILABILITY

This rate applies throughout the territory served by the City. Service will be rendered through a single meter for general lighting and/or power requirements of offices, institutions, professional, or commercial establishments, and other applications outside the scope of other Rate Schedules.

When a portion of the consumption of this Service is used for residential purposes, it will be supplied under SGS rate. If the Customer desires the application of Service Schedule RES to the residential service portion of the facility, the Customer should separate and arrange his wiring so that domestic use can be separately metered. In such case the Customer is also required to complete a separate application for Residential Service.

This rate is available to any Customer having a maximum monthly usage of less than 3,500 KWH and desiring Service at secondary voltage as defined in Section 12.8 of the Rules and Regulations. Any Customer taking Service under this Service Classification whose KWH usage for any four consecutive billing months is equal to or exceeds 3,500 KWH shall be automatically transferred to Service Classification MGS, effective with the next succeeding billing month. Any Customer so transferred shall remain on MGS for at least 12 billing months, even though the Customer's monthly usage in succeeding billing months may be less than 3,500 kWh. After 12 billing months, at the Customer's request or when the City observes that the Customer has not exceeded 3,500 KWH upon a periodic review of the Customer's records, the Customer will be transferred back to this Service Classification (SGS) provided that the Customer has not used more than 3,500 kWh for any two consecutive billing months within the most recent 12 months.

2. TERM OF SERVICE

Subject to conditions specified, Service is offered on a month-to-month basis until terminated unless a special contract is required as discussed in Section 3 of Rules and Regulations.

3. MONTHLY RATES

<u>Energy Charge</u>	<i>Summer</i> Billing Months <u>June through September</u>	<i>Winter</i> Billing Months <u>October through May</u>
Customer Charge	\$6.00/month	\$6.00/month
Energy Charge	\$0.1500/kWh	\$0.1400/kWh

<i>RATES</i>	<i>Year 1</i>	<i>Year 2</i>	<i>Year 3</i>
<i>Monthly Facilities Charge:</i>			
<i>All Customers</i>	<i>\$ 11.50</i>	<i>\$ 18.00</i>	<i>\$ 23.00</i>
<i>Energy Charge:</i>			
<i>Winter*</i>	<i>\$ 0.13297</i>	<i>\$ 0.12601</i>	<i>\$ 0.12264</i>
<i>Summer**</i>	<i>\$ 0.14297</i>	<i>\$ 0.13601</i>	<i>\$ 0.13264</i>

****October through May***

4. BILLING PERIOD

Rates are stated on a monthly basis and bills are rendered monthly following the supply of Service based on the rate stated herein.

5. PURCHASED POWER COST ADJUSTMENT (PPCA) CHARGE

All kilowatt-hours billed under this Service Classification may be subject to Purchased Power Cost Adjustment (PPCA) charges. (Reference: Section 19)

6. GENERAL COST ADJUSTMENT

The monthly charge under this Service Classification may be subject to General Cost Adjustment Charge. (Reference: Section 20)

7. GREEN/RENEWABLE ENERGY FUND RATE

All kilowatt-hours billed under this Service Classification will be subject to Green/Renewable Energy Fund Rate. (Reference: Section 22)

8. ~~CUSTOMER CHARGE~~ **MONTHLY FACILITIES CHARGE**

A monthly charge to cover the fixed cost of supplying power to a Customer.

9. MINIMUM CHARGE

The minimum charge shall be the ~~Customer Charge~~ **MONTHLY FACILITIES CHARGE**. Minimum charge shall not be prorated. ~~for periods of less than one month.~~

10. LOAD MANAGEMENT

The City encourages its Customers to implement renewable energy and load management resources. The City offers two rate options for this purpose. These are LCSS - Load Control Service Schedule and Net Metering Service.

11. AGRICULTURAL IRRIGATION USAGE

If a part of the power supplies, under this rate schedule, is used for commercial agricultural irrigation purpose, such consumption will not be used for changing the rate classification of the Customer and will be billed at all applicable kWh related rates under the SGS Rate Schedule.

12. PUBLIC UTILITIES TAX

In addition to the charges stated in this Service Classification, including Purchased Power Cost Adjustment charges, the current Delaware Public Utilities Tax will be applied to the total bill for all non-residential services, unless the Customer is exempt from such tax. Manufacturing facilities may be eligible for a reduced rate. (Reference: Section 21)

13. RULES AND REGULATIONS

The City's Rules and Regulations shall govern the supply of Service under this Service Classification.

24-4. MGS—MEDIUM GENERAL SERVICE SCHEDULE

1. AVAILABILITY

This rate applies throughout the territory served by the City of Milford. Electric service will be rendered through a single metering installation for the general lighting and/or power requirements of offices, institutions, professional or commercial establishments, and other applications outside the scope of other rate schedules.

This rate is available to any Customer having a maximum measured demand of less than 300 kW or a minimum of 3500 kWh and desiring service at the available secondary voltage as defined in Section 12.8. Any Customer taking service under this service classification whose measured demand in any four consecutive months is equal to or exceeds 300 kW shall be automatically transferred to Service Classification LGS, effective with the next succeeding billing month. Any Customer so transferred will remain on LGS, for at least 12 billing months, even though the Customer's maximum measured demand in succeeding months may be less than 300 kW.

After 12 billing months, at the Customer's request or when the City observes, upon a periodic review of the Customer's records, that the Customer has not exceeded 300 kW, the Customer will be transferred back to this service classification (MGS) provided that the Customer's monthly demand measurement has not exceeded 300 kW during any month within the most recent 12 months.

2. TERM OF SERVICE

Subject to conditions specified, Service is offered on a month-to-month basis until terminated unless a special contract is required as discussed in Section 3.

3. MONTHLY RATES

<u>Energy Charge</u>	Summer Billing Months <u>June through September</u>	Winter Billing Months <u>October through May</u>
Customer Charge	\$7.00/month	\$7.00/month
Demand Charge	\$13.95/KW	\$10.50/KW
Energy Charge	\$0.0800/KWH	\$0.0700/KWH

RATES	Year 1	Year 2	Year 3
Monthly Facilities Charge:			
<i>All Customers</i>	\$ 20.00	\$ 40.00	\$ 75.00
Energy Charge:			
<i>Winter*</i>	\$ 0.0698	\$ 0.0660	\$ 0.0627
<i>Summer**</i>	\$ 0.0798	\$ 0.0760	\$ 0.0727
Demand Charge:			
<i>Winter*</i>	\$ 11.25	\$ 12.25	\$ 13.25
<i>Summer**</i>	\$ 14.80	\$ 14.80	\$ 14.80

***October through May**

****June through September**

4. BILLING PERIOD

Rates are stated on a monthly basis and bills are rendered monthly following the supply of service based on the rate stated herein.

5. PURCHASED POWER COST ADJUSTMENT (PPCA) CHARGE

All kilowatt-hours billed under this service classification may be subject to Purchased Power Cost Adjustment charges. (Reference: Section 19)

6. GENERAL COST ADJUSTMENT

The monthly charges under this service classification may be subject to General Cost Adjustment Charges (Reference: Section 20)

7. GREEN/RENEWABLE ENERGY FUND RATE

All kilowatt-hours billed under this Service Classification will be subject to Green/Renewable Energy Fund Rate. (Reference: Section 22)

8. ~~CUSTOMER CHARGE~~ **MONTHLY FACILITIES CHARGE**

A monthly charge to cover the fixed cost of supplying power to a Customer.

~~9~~**10**. MEASURED DEMAND

The measured demand shall be the greatest demand established by the Customer during any fifteen (15) minute demand interval of the month as measured by demand meter, taken to the nearest whole kilowatt.

~~10~~**11**. BILLING DEMAND

The billing demand for each billing month shall be the maximum measured demand as created during each month.

~~11~~**9**. MINIMUM CHARGE

The minimum charge shall be the ~~Customer Charge~~ **MONTHLY FACILITIES CHARGE**. Minimum charge shall not be prorated.

12. LOAD MANAGEMENT

The City encourages its Customers to implement renewable energy and load management resources. The City offers two rate options for this purpose. These are LCSS - Load Control Service Schedule and Net Metering Service.

13. AGRICULTURAL IRRIGATION USAGE

If a part of the power supplies, under this rate schedule, is used for commercial agricultural irrigation purpose, such consumption will not be used for changing the rate classification of the Customer. All the increases in the Billing Demand caused by the irrigation usage will be averaged over the 12 calendar month period which may require an annual true-up of the Customer's Billing Demand and charges required by the use of the average of the monthly Billing Demands.

14. PUBLIC UTILITIES TAX

In addition to the charges stated in this service classification, including power cost adjustment charges, the current Delaware Public Utilities Tax will be applied to the total

bill for all non-residential services, unless the Customer is exempt from such tax. Manufacturing facilities may be eligible for a reduced rate. (Reference: Section 21).

15. RULES AND REGULATIONS

The City's Rules and Regulations shall govern the supply of Service under this Service Classification.

24-5 LGS—LARGE GENERAL SERVICE SCHEDULE

1. AVAILABILITY

This rate applies throughout the territory served by the City. Service will be rendered through a single metering installation for general lighting and/or power requirements of offices, institutions, and professional, commercial, or industrial establishments desiring Service under the conditions which follow.

This rate is available to Customers having a maximum Measured Demand of 300 kW or greater who receive Service at the available secondary voltage as defined in Section 12.8. Any Customer served under this Service Classification shall remain on this Service Classification for at least 12 billing months, even though such Customer's maximum Measured Demand in succeeding months may be less than 300 kW. After 12 billing months, at the Customer's request or when the City observes, upon a periodic review of the Customer's records, that the Customer has not exceeded 300 kW, the Customer will be transferred back to Service Classification MGS provided that the Customer's monthly Measured Demand has not exceeded 300 kW during any month within the most recent 12 months.

2. TERM OF SERVICE

Service is offered on a month-to-month basis until terminated subject to the minimum period specified above and unless a special contract is required as discussed in Section 3 of Rules and Regulations.

3. MONTHLY RATES

<u>Energy Charge</u>	<i>Summer</i> Billing Months <u>June through September</u>	<i>Winter</i> Billing Months <u>October through May</u>
Customer Charge	\$18.00/month	\$18.00/month
Demand Charge	\$13.00/kW	\$10.50/kW
Energy:		
— On-Peak	\$0.0800/kWh	\$0.0800/kWh
— Off-Peak	\$0.0700/kWh	\$0.0700/kWh

RATES	Year 1	Year 2	Year 3
<i>Monthly Facilities Charge:</i>			
<i>All Customers</i>	<i>\$ 50.00</i>	<i>\$ 100.00</i>	<i>\$ 150.00</i>
<i>Energy Charge:</i>			
<i>On Peak</i>	<i>\$ 0.0794</i>	<i>\$ 0.0764</i>	<i>\$ 0.0748</i>
<i>Off Peak</i>	<i>\$ 0.0694</i>	<i>\$ 0.0664</i>	<i>\$ 0.0648</i>
<i>Demand Charge:</i>			
<i>Winter*</i>	<i>\$ 10.75</i>	<i>\$ 11.75</i>	<i>\$ 12.75</i>
<i>Summer**</i>	<i>\$ 13.25</i>	<i>\$ 14.25</i>	<i>\$ 15.25</i>

**October through May*

***June through September*

4. BILLING PERIOD

Rates are stated on a monthly basis and bills are rendered monthly following the supply of Service based on the rate stated herein.

5. PURCHASED POWER COST ADJUSTMENT (PPCA) CHARGE

All kilowatt-hours billed under this service classification shall be subject to Purchased Power Cost Adjustment charges. (Reference: Section 19)

6. GENERAL COST ADJUSTMENT

The monthly charge under this Service Classification may be subject to General Cost Adjustment Charge. (Reference: Section 20)

7. GREEN/RENEWABLE ENERGY FUND RATE

All kilowatt-hours billed under this Service Classification will be subject to Green/Renewable Energy Fund Rate. (Reference: Section 22)

8. MEASURED DEMAND

The measured demand shall be the greatest demand established by the Customer during any fifteen (15) minute demand interval of a clock hour of the month during On-Peak hours as measured by the demand meter, taken to the nearest whole kilowatt.

9. ON-PEAK **AND OFF-PEAK** HOURS

On-peak hours are 6:00 AM to 10:00 PM Monday through Friday, excluding NERC holidays falling on weekdays. All other hours are Off-Peak hours.

10. POWER FACTOR

The average power factor of the Customer's installation, expressed to the nearest whole percent, shall be determined by metering installed by the City ratcheted to prevent reverse registration. If the actual average Power Factor is determined to be below a Base Power Factor as defined in Section 12.6 for any given month, the billing demand will be adjusted as per Section 12.6 of the Rules and Regulations.

11. BILLING DEMAND (TIME-OF-USE)

The Billing Demand shall be the maximum Measured Demand during On-Peak Hours in each month.

12. ~~CUSTOMER CHARGE~~ **MONTHLY FACILITIES CHARGE**

A monthly charge to cover the fixed cost of supplying power to a Customer.

13. MINIMUM CHARGE

The minimum monthly charge shall be the ~~Customer Charge~~ **MONTHLY FACILITIES CHARGE**, ~~plus Demand Charge, but shall not be less than the Demand Charge for 50 kW. Minimum charges will not be prorated for periods of less than one month.~~ **MINIMUM CHARGE SHALL NOT BE PRORATED.**

14. LOAD MANAGEMENT

The City encourages its Customers to implement renewable energy and load management resources. The City offers two rate options for this purpose. These are LCSS - Load Control Service Schedule and Net Metering Service.

15. AGRICULTURAL IRRIGATION USAGE

If a part of the power supplies, under this rate schedule, is used for commercial agricultural irrigation purpose, such consumption will not be used for changing the rate classification of the Customer.

16. PUBLIC UTILITIES TAX

In addition to the charges stated in this Service Classification, including Purchased Power Cost Adjustment charges, the current Delaware Public Utilities Tax will be applied to the total bill for all non-residential services, unless the Customer is exempt from such tax. Manufacturing facilities may be eligible for a reduced rate. (Reference: Section 21).

17. RULES AND REGULATIONS

The City's Rules and Regulations shall govern the supply of Service under this Service Classification.

24-6. GSP—GENERAL SERVICE-PRIMARY VOLTAGE SCHEDULE

1. AVAILABILITY

This rate applies to existing GSP Customers throughout the territory served by the City. Service will be rendered through a single metering installation under this Rate Schedule for lighting and/or power requirements of offices, institutions, and professional, commercial, or industrial establishments at primary voltage when the Customer owns and maintains the required transforming, switching and protection equipment and expected peak loads will be greater than 500 kW.

2. TERM OF SERVICE

Service is offered on a month-to-month basis until terminated unless a special contract is required as discussed in Section 3 of Rules and Regulations.

3. MONTHLY RATES

<u>Energy Charge</u>	<i>Summer</i> Billing Months <u>June through September</u>	<i>Winter</i> Billing Months <u>October through May</u>
Customer Charge	\$21.00/month	\$21.00/month

Demand Charge	\$12.000/kW	10.55/kW
Energy:		
On-Peak	\$0.0800/kWh	\$0.0800/kWh
Off-Peak	\$0.0700/kWh	\$0.0700/kWh

RATES	Year 1	Year 2	Year 3
<i>Monthly Facilities Charge:</i>			
<i>All Customers</i>	<i>\$ 225.00</i>	<i>\$ 250.00</i>	<i>\$ 290.00</i>
<i>Energy Charge:</i>			
<i>On Peak</i>	<i>\$ 0.0794</i>	<i>\$ 0.0764</i>	<i>\$ 0.0748</i>
<i>Off Peak</i>	<i>\$ 0.0694</i>	<i>\$ 0.0664</i>	<i>\$ 0.0648</i>
<i>Demand Charge:</i>			
<i>Winter*</i>	<i>\$ 10.55</i>	<i>\$ 11.62</i>	<i>\$ 12.62</i>
<i>Summer**</i>	<i>\$ 12.00</i>	<i>\$ 13.12</i>	<i>\$ 14.29</i>

**October through May*

***June through September*

4. BILLING PERIOD

Rates are stated on a monthly basis and bills are rendered monthly following the supply of Service based on the rate stated herein.

5. PURCHASED POWER COST ADJUSTMENT (PPCA) CHARGE

All kilowatt-hours billed under this service classification may be subject to Purchased Power Cost Adjustment (PPCA) charges. (Reference: Section 19)

6. GENERAL COST ADJUSTMENT

The monthly charge under this Service Classification may be subject to General Cost Adjustment Charge. (Reference: Section 20)

7. GREEN/ RENEWABLE ENERGY FUND RATE

All kilowatt-hours billed under this Service Classification will be subject to Green/ Renewable Energy Fund Rate. (See Section 22)

8. MEASURED DEMAND

The measured demand shall be the greatest demand established by the Customer during any fifteen (15) minute demand interval of a clock hour of the month during On-Peak hours as measured by the demand meter, taken to the nearest whole kilowatt.

9. ON-PEAK HOURS

On-peak hours are 6:00 AM to 10:00 PM Monday through Friday, excluding NERC holidays falling on weekdays. All other hours are Off-Peak hours.

10. POWER FACTOR

The average power factor of the Customer's installation, expressed to the nearest whole percent, shall be determined by metering installed by the City ratcheted to prevent reverse registration. If the actual average Power Factor is determined to be below a Base Power Factor as defined in Section 12.6 for any given month, the billing demand will be adjusted as per Section 12.6 of the Rules and Regulations.

11. BILLING DEMAND (TIME-OF-USE)

The Billing Demand shall be the maximum Measured Demand during On-Peak Hours in each month.

12. ~~CUSTOMER CHARGE~~ **MONTHLY FACILITIES CHARGE**

A monthly charge to cover the fixed cost of supplying power to a Customer.

13. MINIMUM CHARGE

The minimum monthly charge shall be the ~~Customer Charge~~ **MONTHLY FACILITIES CHARGE**, ~~plus Demand Charge, but not less than the Demand Charge for 100 kW. Minimum charges will not be prorated for periods of less than one month.~~ **MINIMUM CHARGE SHALL NOT BE PRORATED.**

14. LOAD MANAGEMENT

The City encourages its Customers to implement renewable energy and load management resources. The City offers two rate options for this purpose. These are LCSS - Load Control Service Schedule and Net Metering Service.

15. AGRICULTURAL IRRIGATION USAGE

If a part of the power supplies, under this rate schedule, is used for commercial agricultural irrigation purpose, such consumption will not be used for changing the rate classification of the Customer.

16. PUBLIC UTILITIES TAX

In addition to the charges stated in this Service Classification, including Purchased Power Cost Adjustment charges, the current Delaware Public Utilities Tax will be applied to the total bill for all non-residential Services, unless the Customer is exempt from such tax. Manufacturing facilities may be eligible for a reduced rate. (Reference: Section 21)

17. RULES AND REGULATIONS

The City's Rules and Regulations shall govern the supply of Service under this Service Classification.

24-7. SCS—SPECIAL CONTRACT SERVICE-PRIMARY VOLTAGE SCHEDULE

1. AVAILABILITY

This rate applies to customers throughout the territory served by the City. Service will be rendered through a single metering installation under this rate schedule for lighting and/or power requirements of offices, institutions, and professional, commercial, or industrial establishments at primary voltage when the Customer has executed an Electric Service Agreement with the City for full requirements Service with a term of at least five years, and the Customer owns and maintains the required transforming, switching, and protection equipment, and expected peak loads will be greater than 500 kW.

2. TERM OF SERVICE

Service under this Service Schedule is available for the initial term and subsequent renewal terms as stated in the Electric Service Agreement. Upon expiration or cancellation of the Service Agreement, continued Service will be available under the appropriate Service Schedule then in effect.

3. MONTHLY RATES

<u>Energy Charge</u>	<i>Summer</i> <i>Billing Months</i> <i>June through September</i>	<i>Winter</i> <i>Billing Months</i> <i>October through May</i>
<i>Demand Charge</i>	<i>\$8.00/kW</i>	<i>\$7.00/kW</i>
<i>Energy:</i>		
<i>On-Peak</i>	<i>\$0.0800/kWh</i>	<i>\$0.0700/kWh</i>
<i>Off-Peak</i>	<i>\$0.0700/kWh</i>	<i>\$0.0700/kWh</i>

<i>RATES</i>	<i>Year 1</i>	<i>Year 2</i>	<i>Year 3</i>
<i>Monthly Facilities Charge:</i>			
<i>All Customers</i>	<i>\$ 385.00</i>	<i>\$ 385.00</i>	<i>\$ 385.00</i>
<i>Energy Charge:</i>			
<i>On Peak</i>	<i>\$ 0.0794</i>	<i>\$ 0.0767</i>	<i>\$ 0.0756</i>
<i>Off Peak</i>	<i>\$ 0.0694</i>	<i>\$ 0.0667</i>	<i>\$ 0.0656</i>
<i>Demand Charge:</i>			
<i>Winter*</i>	<i>\$ 9.00</i>	<i>\$ 10.50</i>	<i>\$ 12.00</i>
<i>Summer**</i>	<i>\$ 10.17</i>	<i>\$ 11.46</i>	<i>\$ 12.68</i>

****October through May***

*****June through September***

4. BILLING PERIOD

Rates are stated on a monthly basis and bills are rendered monthly following the supply of Service based on the rate stated herein.

5. PURCHASED POWER COST ADJUSTMENT (PPCA) CHARGE

All kilowatt-hours billed under this service classification may be subject to Purchased Power Cost Adjustment (PPCA charges. (Reference: Section 19)

6. GENERAL COST ADJUSTMENT

The monthly charge under this Service Classification may be subject to General Cost Adjustment Charge. (Reference: Section 20)

7. MEASURED DEMAND

The measured demand shall be the greatest demand established by the Customer during any fifteen (15) minute demand interval of a clock hour of the month during On-Peak hours as measured by the demand meter, taken to the nearest whole kilowatt.

8. GREEN/ RENEWABLE ENERGY FUND RATE

All kilowatt-hours billed under this Service Classification will be subject to Green/ Renewable Energy Fund Rate. (Reference: Section 22)

9. ON-PEAK HOURS

On-peak hours are 6:00 AM to 10:00 PM Monday through Friday, excluding NERC holidays falling on weekdays. All other hours are Off-Peak hours.

10. POWER FACTOR

The average power factor of the Customer's installation, expressed to the nearest whole percent, shall be determined by metering installed by the City ratcheted to prevent reverse registration. If the actual average Power Factor is determined to be below or above a Base Power Factor as defined in Section 12.6 for any given month, the billing demand will be adjusted as per Section 12.6 of the Rules and Regulations.

11. BILLING DEMAND (TIME-OF-USE)

The Billing Demand shall be the maximum Measured Demand during On-Peak Hours in each month.

12. ~~CUSTOMER CHARGE~~ **MONTHLY FACILITIES CHARGE**

A monthly charge to cover the fixed cost of supplying power to a Customer.

13. MINIMUM CHARGE

The minimum charge shall be the ~~demand charge, but not less than the demand charge for 100KW. Minimum charges will not be prorated for periods of less than one month~~ **MONTHLY FACILITIES CHARGE. MINIMUM CHARGE SHALL NOT BE PRORATED.**

14. LOAD MANAGEMENT

The City encourages its Customers to implement renewable energy and load management resources. The City offers two rate options for this purpose. These are LCSS - Load Control Service Schedule and Net Metering Service.

15. PUBLIC UTILITIES TAX

In addition to the charges stated in this Service Classification, including Purchased Power Cost Adjustment charges, the current Delaware Public Utilities Tax will be applied to the total bill for all non-residential Services, unless the Customer is exempt from such tax. Manufacturing facilities may be eligible for a reduced rate. (Reference: Section 21)

16. RULES AND REGULATIONS

The City's Rules and Regulations shall govern the supply of Service under this Service Classification.

~~LCSS - LOAD CONTROL SERVICE SCHEDULE~~

~~1. AVAILABILITY~~

~~This rate applies to throughout the territory served by the City and is available to all Customers. Service will be rendered through a single metered installation with a single point of delivery. This rate may be made available, at the City's sole discretion, to any Customer having a generator capable of carrying their entire load and/or a Demand Side Management (DSM) Resource. The City maintains the ability to control Customer generated load and/or DSM Resource during specified periods, not to exceed 240 hours per calendar year, when the City is actively managing system load. Customer load will be transferred using an open transition transfer switch approved by the City.~~

~~The City is not responsible for the malfunction of generators and DSM Resources or problems with other Customer owned equipment, caused by transfer to Customer generator or use of the DSM Resource.~~

~~2. TERM OF SERVICE~~

~~Unless restricted by the term of the applicable Service Classification, Service is offered on a month to month basis until terminated unless a special contract is required as discussed in Section 3 of Rules and Regulations.~~

~~3. MONTHLY RATES~~

<u>Residential Customers</u>		
	<i>Summer</i> Billing Months <u>June through September</u>	<i>Winter</i> Billing Months <u>October through May</u>
Customer Charge	\$4.00	\$4.00
<u>Normal Service</u>		
Energy Charge	\$0.1170/kWh	\$0.1085/kWh
<u>Control Periods (For Amounts Generated or Curtailed thru the Use of the DSM Resource)</u>		
Energy Charge	\$0.00	\$0.00
<u>Control Period (If Fails to Generate or Curtail Load thru the Use of DSM Resource)</u>		
Energy Charge	\$0.1650/kWh	\$0.1530/Kw

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<u>SGS Customers</u>		
	<i>Summer</i> Billing Months <u>June through September</u>	<i>Winter</i> Billing Months <u>October through May</u>

Customer Charge	\$4.00	\$4.00
<u>Normal Service</u>		
Energy Charge	\$0.1275 cents/kWh	\$0.1012/kWh
<u>Control Periods (For Amounts Generated or Curtailed thru the Use of the DSM Resource)</u>		
Energy Charge	\$0.00	\$0.00
<u>Control Period (If Fails to Generate or Curtail Load thru the Use of DSM Resource)</u>		
Energy Charge	\$0.1800/kWh	\$0.1680/Kw

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<u>MGS Customers</u>		
	Summer Billing Months <u>June through September</u>	Winter Billing Months <u>October through May</u>
Customer Charge	\$7.00	\$7.00
<u>Normal Service</u>		
Demand Charge	\$11.86/kW	\$8.95/kW
Energy Charge	\$0.0776/kWh	\$0.0680/kWh
<u>Control Periods (For Amounts Generated or Curtailed thru the Use of the DSM Resource)</u>		
Energy Charge	\$0.00	\$0.00
<u>Control Period (If Fails to Generate or Curtail Load thru the Use of DSM Resource)</u>		
Demand Charge	\$16.74/kW	\$12.60/kW
Energy Charge	\$0.0880/kWh	\$0.0770/Kw

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<u>LGS Customers</u>		
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	<i>Summer</i> Billing Months <u>June through September</u>	<i>Winter</i> Billing Months <u>October through May</u>
Customer Charge	\$18.00	\$18.00
<u>Normal Service</u>		
Demand Charge	\$11.00/kW	\$8.90/kW
Energy Charge		
On-Peak	\$0.0776/kWh	\$0.0776/kWh
Off-Peak	\$0.0680/kWh	\$0.0680/kWh
<u>Control Periods (For Amounts Generated or Curtailed thru the Use of the DSM Resource)</u>		
Energy Charge	\$0.00	\$0.00
<u>Control Period (If Fails to Generate or Curtail Load thru the Use of DSM Resource)</u>		
Demand Charge	\$15.60/kW	\$12.60/kW
Energy Charge		
On-Peak	\$0.0880/kWh	\$0.0880/kWh
Off-Peak	\$0.0770/kWh	\$0.0770/kWh

<u>GSP Customers</u>		
	<i>Summer</i> Billing Months <i>June through September</i>	<i>Winter</i> Billing Months <i>October through May</i>
Customer Charge	\$21.00	\$21.00
<u>Normal Service</u>		
Demand Charge	\$10.20/kW	\$8.97/kW

Energy Charge		
On-Peak	\$0.0776/kWh	\$0.0776/kWh
Off-Peak	\$0.0680/kWh	\$0.0680/kWh
<u>Control Periods (For Amounts Generated or Curtailed thru the Use of the DSM Resource)</u>		
Energy Charge	\$0.00	\$0.00
<u>Control Period (If Fails to Generate or Curtail Load thru the Use of DSM Resource)</u>		
Demand Charge	\$14.40/kW	\$12.66/kW
Energy Charge		
On-Peak	\$0.0880/kWh	\$0.0880/kWh
Off-Peak	\$0.0770/kWh	\$0.0770/kWh

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<u>SCS Customers</u>		
	Summer Billing Months <u>June through September</u>	Winter Billing Months <u>October through May</u>
<u>Normal Service</u>		
Demand Charge	\$7.60/kW	\$6.650/kW
Energy Charge		
On-Peak	\$0.0780/kWh	\$0.0780/kWh
Off-Peak	\$0.0700/kWh	\$0.0700/kWh
<u>Control Periods (For Amounts Generated or Curtailed thru the Use of the DSM Resource)</u>		
Energy Charge	\$0.00	\$0.00
<u>Control Period (If Fails to Generate or Curtail Load thru the Use of DSM Resource)</u>		

Demand Charge	\$12.65/kW	\$10.10/kW
Energy Charge		
On-Peak	\$0.5500/kWh	\$0.5500/kWh
Off-Peak	\$0.2800/kWh	\$0.2800/kWh

~~4. OTHER TERMS AND CONDITIONS~~

All other terms and conditions of the City's Tariff and the applicable Rate schedule will be applicable to Rate Schedule LCS.

RTP—REAL TIME PRICING SCHEDULE

~~1. AVAILABILITY~~

This rate is available upon request by GSP Service and SCS Service Customers throughout the territory served by the City. Service will be rendered through a single metering installation under this Rate Schedule for lighting and/or power requirements of offices, institutions, professional, commercial, or industrial establishments at primary voltage when the Customer owns and maintains the required transforming, switching and protection equipment and the Customer's expected maximum peak loads will be equal to or greater than 1,000 kW.

~~2. TERM OF SERVICE~~

Service is offered for minimum of a twelve (12) month period or multiples of 12 month periods and a special contract is required.

~~3. MONTHLY RATES~~

Customer Charge	\$0
Distribution Service Demand Charge	\$6.00/kW
Power Supply Demand Charge	\$8.00/kW
Energy Charge	Applicable Real Time Hourly PJM LMP
Energy Charge Adder	\$0.006/kWh

~~4. BILLING PERIOD~~

Rates are stated on a monthly basis and bills are rendered monthly following the supply of Service based on rates stated herein.

~~5. GENERAL COST ADJUSTMENT~~

The monthly charges under this service classification may be subject to General Cost Adjustment Charge. (Reference: Section 20)

~~6. GREEN/RENEWABLE ENERGY FUND RATE~~

~~All kilowatt hours billed under this Service Classification will be subject to Green/Renewable Energy Fund Rate. (Reference: Section 22)~~

~~7. MEASURED DISTRIBUTION SERVICE DEMAND~~

~~The measured demand shall be the greatest demand established by the Customer during any sixty (60) minute demand interval of a clock hour of the month during On Peak hours as measured by the demand meter, taken to the nearest whole kilowatt.~~

~~8. MEASURED POWER SUPPLY DEMAND~~

~~The measured demand shall be the Customer's load during a sixty (60) minute demand interval of a clock hour, as measured by the demand meter, taken to the nearest whole kilowatt, coincident with the combined load of all of the Members of Delaware Municipal Electric Corporation, Inc. ("DEMEC").~~

~~9. BILLED ENERGY~~

~~Energy charges will be based on the Customer's metered energy in whole kilowatt hours multiplied by a loss factor of 1.08. This loss factor may be changed by the City of Milford.~~

~~10. HOURLY PJM LMP~~

~~The Customer's billed energy will be charged at an applicable hourly Real Time Locational Marginal Price (LMP) established by PJM~~

~~11. METERING REQUIREMENT~~

~~A time of use meter capable of providing hourly integrated readings based on 60 minute intervals is required. If the Customer does not have this type of meter, the City will install such a meter at the Customer's expense.~~

~~12. ON PEAK HOURS~~

~~On-peak hours are the 16 hours beginning at 6:00 AM and ending at 10:00 PM, Monday through Friday, excluding NERC holidays falling on weekdays. All other hours are Off-Peak hours.~~

~~13. POWER FACTOR~~

~~The average Power Factor of the Customer's installation, expressed to the nearest whole percent, shall be determined by metering installed by the City ratcheted to prevent reverse registration. If the actual average Power Factor is determined to be below the Base Power Factor as defined in Section 12.6 for any given month, the Billing Demand will be adjusted as per Section 12.6 of Rules and Regulations I.~~

~~14. MINIMUM CHARGE~~

~~The minimum monthly charge shall be the demand charge, but not less than the Distribution Service Demand charge for 300 kW. Minimum charges will not be pro-rated for periods of less than one month. There is no minimum charge for the power supply demand.~~

~~15. PUBLIC UTILITIES TAX~~

~~In addition to the charges stated in this Service Classification, the current Delaware Public Utilities Tax will be applied to the total bill for all non-residential Services, unless the~~

~~Customer is exempt from such tax. Manufacturing facilities may be eligible for a reduced rate. (Reference: Section 21)~~

~~16. RULES AND REGULATIONS~~

~~The City's Rules and Regulations shall govern the supply of Service under this Service Classification.~~

24-8 PL—PRIVATE AREA LIGHTING SCHEDULE

PL—PRIVATE AREA LIGHTING SCHEDULE

1. AVAILABILITY

This rate applies throughout the territory served by the City for lighting of Customer's private property and is available to Customers presently taking Service under any other Service Classification also.

2. CHARACTER OF SERVICE

Service shall be rendered by use of LED light sources. Wattage ratings are based on nominal lamp ratings as listed by the manufacturer.

3. TERM OF SERVICE

Standard Service shall be for an initial term of one (1) year and thereafter from month to month and may be terminated by at least thirty (30) days' notice from either party. Bills will be rendered monthly in accordance with the charges shown in the Rate Table below.

4. BILLING PERIOD

Rates are stated on a monthly basis and bills are rendered monthly following the supply of Service based on the Rate Table presented below in Section 7.

5. DESCRIPTION OF EQUIPMENT TO BE SUPPLIED

The City will install, own, and maintain standard private area lighting equipment including the luminaire and bracket mounted on an existing City pole or an approved pole owned by the Customer. The City will connect to existing secondary facilities and will install one (1) additional 100 foot span of aerial secondary Service.

6. TERMS AND CONDITIONS OF SERVICE

- a. Private Lighting Service is available to individual Customers provided the City has in place existing secondary Service facilities.
- b. When additional circuits or poles are required on the Customer's premises, such additional circuits and poles shall be paid for, owned and maintained by Customer.
- c. Any additional secondary circuits or equipment necessary on City's poles shall be installed by City at Customer's expense but will be owned and maintained by the City. The Customer will bear the cost of any new poles or conductor over 100 feet in length.
- d. Where the lighting unit is attached to a City owned pole and is located along a public right-of-way, the lighting unit furnished under this Service Classification must then extend over the Customer's property and not over the public right-of-way unless written permission is received from the government entity responsible for the right-of-way. The decision as to the location of a private lighting unit on City poles or other structures rests solely with the City.

- e. The City will maintain and service only equipment which it owns.
- f. Lamps shall be lighted from dusk to dawn each night, approximately 4,300 hours per year.
- g. New installations shall remain in Service for a minimum of one (1) year. The City may require payment for removals or relocation of new installations in Service for less than one (1) year. A Service call fee may be charged for such Service. (See Chargeable Service Call in the Fee Schedule, Appendix 1)
- h. The City will supply electricity, revamp when necessary, and maintain the equipment and optics which it owns. All other maintenance such as repairs/replacement of Customer owned pole will be at Customer's expense.
- i. It is the Customer's responsibility to notify the City of any outage or problem with the operation of the Customer's private area light. No prorated credit on the Customer's bill will be allowed by the City for lack of Service when the City has not been notified of a problem.
- j. Lamp renewals and/or maintenance will be performed during normal working hours within a reasonable period following notification of a problem by the Customer to the City.
- k. All Private Area Lighting installations must be accessible to the City's maintenance trucks and personnel for revamping and repairs.
- l. The City reserves the right to discontinue Service where cost of Service is excessive because of vandalism or other reasons.

7. Rate Schedules by equipment installation

1.	Monthly Rate		
	Enclosed Asymmetric Luminaire with 2-1/2, 4 or 8 ft.		
	Bracket Only	Charge	Monthly Average kWh
	LED		
	(1)	100W (Equivalent)	\$8.00
	(2)	400W (Equivalent)	\$24.60
	Mercury*		
	(1)	175W	\$11.50
	(2)	400W	\$23.00
	High Pressure Sodium*		

	(1)	100W	\$8.00	49
	(2)	150W	\$11.00	69
	(3)	400W	\$24.60	164
	Metal Halides*			
	(1)	150 W	\$24.60	164
	(2)	400 W	\$54.00	360
* The City does not offer Mercury, HPS, or Metal Halide lighting to any new Customer at this time.				

Enclosed Asymmetric Luminaire with 2-1/2, 4 or 8 ft.

Rates Current	Year 1	Year 2	Year 3
<i>Monthly Facilities Charge:</i>			
<i>LED (100W)</i>	<i>\$ 7.87</i>	<i>\$ 7.85</i>	<i>\$ 7.89</i>
<i>LED (400W)</i>	<i>\$ 10.82</i>	<i>\$ 10.80</i>	<i>\$ 10.85</i>
<i>HPS (9500 Lumens)</i>	<i>\$ 7.87</i>	<i>\$ 7.85</i>	<i>\$ 7.89</i>
<i>HPS (16000 Lumens)</i>	<i>\$ 10.82</i>	<i>\$ 10.80</i>	<i>\$ 10.85</i>
<i>Mercury (22500 Lumens)</i>	<i>\$ 22.61</i>	<i>\$ 22.57</i>	<i>\$ 22.69</i>
<i>HPS (50000 Lumens)</i>	<i>\$ 24.19</i>	<i>\$ 24.14</i>	<i>\$ 24.27</i>
<i>Mercury (8600 Lumens)</i>	<i>\$ 11.31</i>	<i>\$ 11.29</i>	<i>\$ 11.34</i>
<i>250 Watt</i>	<i>\$ 12.32</i>	<i>\$ 12.30</i>	<i>\$ 12.36</i>
<i>MH (110000 Lumens)</i>	<i>\$ 53.09</i>	<i>\$ 53.00</i>	<i>\$ 53.27</i>
<i>MH (40000 Lumens)</i>	<i>\$ 24.19</i>	<i>\$ 24.14</i>	<i>\$ 24.27</i>

The City does not offer Mercury, HPS, or Metal Halide lighting to any new Customer at this time.

8. GENERAL COST ADJUSTMENT

The monthly charges under this Service Classification may be subject to General Cost Adjustment Charge. (Reference: Section 20).

9. GREEN ENERGY FUND RATE

All kilowatt-hours billed under this Service Classification may be subject to Green/Renewable Energy Fund Rate. (Reference: Section 23).

10. RULES AND REGULATIONS

The City's Rules and Regulations shall govern the supply of Service under this Service Classification.

11. PUBLIC UTILITIES TAX

In addition to the charges stated in this Service Classification, the current Delaware Public Utilities Tax will be applied to the total bill for all non-residential services, unless the Customer is exempt from such tax. Manufacturing facilities may be eligible for a reduced rate (Reference: Section 21).

24-9 EDR—ECONOMIC DEVELOPMENT RATE SCHEDULE

1. PURPOSE

The purpose of this Economic Development Rate (EDR) is to provide a discount from the City's regular tariffs rates for Service to certain new and existing commercial and industrial Customers of the City if they make substantial new capital investments or create new employment opportunities and, in doing so, add or retain load in the City's Service territory.

2. AVAILABILITY

Customers to whom EDR is available are: (1) Customers eligible for or taking Service from the City under Service Classifications "MGS", "LGS", or "GSP"; (2) Whose operations at a facility in the City's Service territory, for which a discount under this Rate Schedule is sought, fall primarily under Standard Industrial Code classifications 20 through 38, and 60 through 67 except 65; (3) Who apply to the City in writing, for a discount under this Rate; and (4) Who satisfy all other EDR criteria described below.

Discounts under this Rate are available for New Load associated with either initial permanent Service (a "New Customer") or an expansion of existing Service (an "Expansion Customer") at a single integrated facility. The New Load of a New Expansion Customer must be at least 50 kW with a minimum of 60% load factor and the new Customer must have added at least 25 Investment Units as of the Operational Date. Discounts under this Rate may be available to the existing Customers, with a minimum load of 2,000 kW and a monthly load factor of 60% for enabling them to retain their loads.

The City shall have sole discretion in determining eligibility for discounts under this Rate, and the availability of such discounts may be limited or discontinued from time to time, as the City determines it is appropriate to do so. Examples of situations where discounts under this Rate are not available include when: (1) the identity of a Customer to whom the City currently provides, or has provided, Service has changed solely due to a name change, purchase, merger, consolidation, or reorganization; (2) A Customer has substituted one Service address in the City's Service territory for another; (3) Strikes, equipment failures, temporary plant shutdowns; or other similar circumstances are what allow the Customer to claim eligibility for discounts under this Rate; or (4) The economic development purpose of this Rate is not being served.

3. DEFINITIONS

3.1 New Load - For a New Customer, New Load is the total Metered Demand and Energy attributable to initial permanent Service. For an Expansion Customer, New Load is the net demand and energy attributable to the expansion, as determined by the City.

3.2 Investment Unit - An investment Unit is equal to 1 non-seasonal, full-time job or \$100,000 in capital investment.

3.3 Operational Date - The Operational Date for a New or Expansion Customer shall be the first day of full operation of the new or expanded facility. In no event, however, shall the Operational Date be later than 2 years after the New Customer or Expansion Customer applies for the discount available under this Rate.

4. DETERMINATION OF THE DISCOUNT

After the receipt of the Customer's application, the City and the Customer will negotiate the Discount to be given to the Customer for his New Load. The period for which the Discount will be applied will also be negotiated.

5. APPLICATION OF DISCOUNT

The Discount will be applied to the total bill, before the application of the Delaware Utility Tax, for Service of the New Load of the New Customer or Expansion Customer during the periods specified below as long as the New Customer or Expansion Customer remains eligible for the Discount under this Rate.

6. SERVICE AGREEMENT

A New Customer or Expansion Customer shall execute a Service Agreement with the City providing that, for the period during which Discount is provided under this Rate, a minimum of 5 years, the New Customer or Expansion Customer shall purchase its total electric requirements from the City. At the City's sole discretion, a New Customer or Expansion Customer may be able to increase the Discount available under this Rate by executing a Service Agreement providing that the New Customer or Expansion Customer shall purchase its total electric requirements for a longer period commensurate with the amount of the Discount sought.

7. GENERAL PROVISIONS

A New Customer or Expansion Customer must submit a written application to the City for the Discount under this Rate and such application must be approved by the City before the Operational Date. The application must include a description of the amount and source of the New Load and the basis on which the New Customer or Expansion Customer believes itself to be eligible for Discount under this Rate.

For an Expansion Customer, the City may install metering equipment necessary to measure the Expansion Customer's New Load separately from loads already served by the City. The City reserves the right to determine how such New Load will be metered. If the City determines that separate metering is impractical, unduly expensive, or otherwise unnecessary, the City will administratively determine the New Load eligible for Discount under this Rate and the City's determination will be controlling.

New Customers or Expansion Customers will give the City access to information reasonably required by the City to determine continuing eligibility. Unless expressly altered by this Rate, the terms and conditions of Service to a New Customer or an Expansion Customer will be governed by the Tariff and Service Agreement under which the City provides Service to the New Customer or Expansion Customer.

Incremental transmission and distribution investment costs associated with specifically serving a Customer who otherwise qualifies for this rate will be separately recovered from the Customer.

8. LOSS OR REDUCTION OF NEW LOAD

If during the initial term of its Service Agreement with the City, the New Customer or Expansion Customer ceases or substantially reduces its operations at the facility where Discount has been provided for New Load under this Rate, a New Customer or Expansion Customer will refund to the City Discounts provided under this Rate. A substantial reduction in operations shall be deemed to have occurred where the New Load of the New Customer or Expansion Customer falls below 50 kW for a period of 3 or more months.

A substantial reduction in operations also shall be deemed to have occurred where the energy usage of the New Customer or the Expansion Customer in 6 consecutive months is 25% or more below the energy usage in the same billing months of the prior year.

Such refunds shall be equal to the Discounts actually received by the Customer on that portion of load that is lost or reduced, as determined by comparing bills for Service with and without the Discount provided under this Rate. Refunds shall be due and payable in full within 30 days after the City renders a bill for such refunds.

9. OTHER TERMS AND CONDITIONS

All other terms and conditions of the City's tariff and the applicable Rate Schedule shall be applicable to Rate Schedule EDR.

24-10. EXTRA FACILITIES SCHEDULE

24-11. VGRE—VOLUNTARY GREEN/ RENEWABLE ENERGY SCHEDULE

24-12. NET METERING SERVICE

6. RATE

A. The monthly billing shall be as stated in the Rate Schedule applicable to the Customer. Under the NMS Rider, only the per kWh charge component billed for electricity delivered by the Customer is affected. The Customer will pay for all kWh delivered by the City to the Customer. If the Customer has delivered electricity to the City system, the City will provide for Customers to be credited in kilowatt hours valued at an amount per kilowatt hour equal to the sum of Delivery Service charges and Supply Service charges for Residential Customers, and the sum of the volumetric energy (kWh) components of the Delivery Service charges and Supply Service charges for non-Residential Customers for any excess energy production of their generating facility that exceeds the Customer's on-site consumption of kWh in a billing period. Excess kWh credits shall be credited to subsequent billing periods to offset a Customer's consumption in those billing periods. At the end of the calendar year, a Customer may request a payment from the City for any excess kWh credit. The payment will be calculated by multiplying the excess kWh credits by the Supply Service rate applicable to the Customer. The Customer-generator retains ownership of Renewable Energy Credits (REC) associated with electric energy produced and consumed by the Customer-generator.

B. Supply Service Charge and Supply Service Rate – This charge shall be used at the end of an annualized billing period in a calculation to pay Net Energy Metering (“NEM”) customers who request payment for any regulatory defined and eligible excess kWh credits. The payment for residential customer accounts shall be calculated by multiplying the excess kWh credits by the Customer's Supply Service Charges based on a weighted average of the first block of the summer (June through September) and winter Supply Service Charges (October through May) in effect at the end of the Customer's Annualized Billing Period and the preceding 11 billing periods, excluding non-volumetric charges, such as the transmission capacity charge and/or demand charges. The payment for nonresidential customer accounts shall be calculated by multiplying the excess kWh credits by the Customer's Supply Service Charges that would otherwise be applicable at the end of the Customer's Annualized Billing Period. A Customer's

Supply Service Charge or Supply Service rate shall be calculated using the utility's wholesale rate minus non-volumetric charges.

APPENDIX 1 - FEE SCHEDULE ~~(Section 22)~~

Dates:

Introduction: April 24, 2017

Adoption (Proposed): May 8, 2017

Effective:

Year 1 - June 1, 2017

Year 2 – June 1, 2018

Year 3 – June 1, 2019

To review the entire Appendix or a complete list of City of Milford Ordinances, please access the City of Milford website at www.cityofmilford.com or contact the City Clerk's Office at 302-422-1111.



Annexation Application

File Name: Gaman

Date Stamp

File Number: _____

A Land Use Application for Annexation is deemed complete when it is accompanied by the required items identified below. Please be advised that additional information may be required during the review process in order to respond to or resolve particular issues. No application shall be considered complete if any of the required information is missing.

Current County Zoning: AR

Requested Zoning: C-3

Comprehensive Plan Designation: Comm

REQUIRED ITEMS		For Staff Use ONLY	
		Verified	Waived
☒	1. Land Use Application Cover Sheet.	☒	
☒	2. Petition for annexation, signed by ALL property owners with signature of each petitioner duly witnessed; petition must contain:	☒	
	A. Site address;	☒	
	B. Tax map number (s);	☒	
	C. Size of property in acres;	☒	
	D. Reasons for request;	☒	
	E. General location description (proximity to closest roadways, streets and intersections).	☒	
☒	3. A full legal description of the property in Word format.	☒	
☒	4. Current recorded deed showing legal description and ownership.	☒	
☒	5. Current sealed survey (no larger than 11" x 17"), drawn to scale, showing:	☒	
	A. Property identified for annexation which clearly shows the parcel(s) and demonstrates contiguity to the City;	☒	
	B. Date, scale and north arrow;	☒	
	C. Existing right-of-ways and improvements;	☒	
	D. Existing utilities;	☒	
	E. Existing natural features;	☒	
	F. Existing structures and other improvements;	☒	
	G. All structures, natural features and other improvements on abutting property.	☒	
☒	6. Application fee (see page 2).	☒	

I/We certify that the information provided in this application, including all submittals are attachments, is true and correct to the best of my/our knowledge.

Signature of Property Owner:

Patricia F. Gorman

Date: 2/20/2017

Signature of Applicant:

Patricia F. Gorman

Date: 2/20/2017

FOR STAFF USE ONLY

City Council

Annexation Committee

Planning Commission

City Council

Applicant

Owner

REVISED: 01.2014

PETITION FOR ANNEXATION, CITY OF MILFORD, DE

- A. Site Address: 7255 Cedar Creek Rd., Lincoln, DE 19960
- B. Tax Map Number: 3-30-15.00-72.00
- C. Property Size: 2.095 Acres
- D. Reason For Request: This property falls within the Milford Comprehensive Plan, (Figure 14B-Southeast) with Future Land Use described as "Proposed Highway/Commercial". Adjacent property on the East and South sides has been annexed by the City of Milford. Current owners of the subject property at 7255 Cedar Creek Rd., Patrick and Jacquelyn Gorman, request annexation and zoning reclassification to be consistent with the Comprehensive Plan.
- E. General Location Description: Subject property is located approximately 870 +/- feet south of the intersection of Cedar Creek Road (Rt 30) and Wilkins Road along the east side of Cedar Creek Road, in Cedar Creek Hundred. The property has approximately 250 feet of frontage on Cedar Creek Road.

Patrick J. Gorman
Property Owner

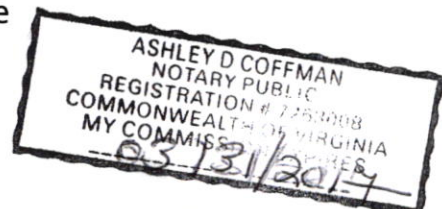
2-3-17
Date

Jacquelyn Gorman
Property Owner

2.3.17
Date

Ashley D. Coffman
Notary

2-3-17
Date





Land Use Application Cover Sheet

File Name: Gorman

Date Stamp

File Number: _____

Instructions for Applicants:

Please read and follow all instructions on your application carefully. If you have any questions about the process or your project, it is strongly recommended that you speak with staff prior to submitting your application to help ensure that processing can advance in a timely manner. Every application must include this cover sheet, the application/checklist and all required items. No applications will be accepted/processed if violations exist or if any fees are owed to the City.

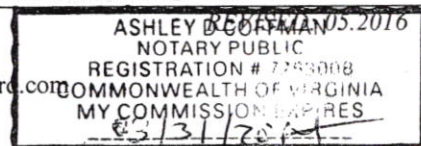
Specify Type of Land Use Application to be submitted (check all that apply):

- | | | |
|--|--|--|
| ☐ Preliminary Site Plan | ☐ Preliminary Major Subdivision | ☐ Final Minor Subdivision |
| ☐ Final Site Plan | ☐ Final Major Subdivision | ☐ Variance/Appeal |
| ☒ Change of Zone | ☐ Conditional Use | ☒ Annexation |

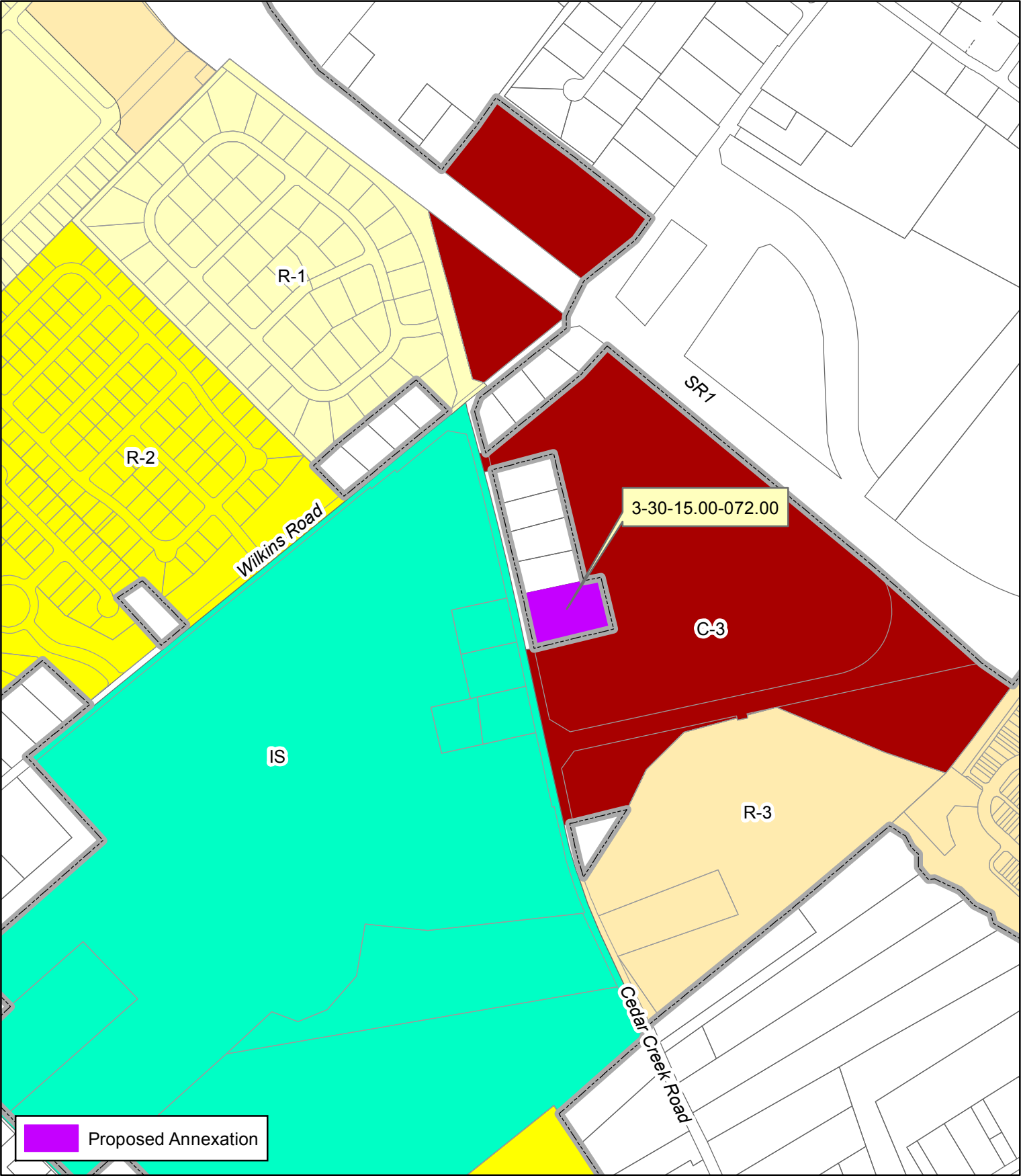
Please Type or Print Legibly

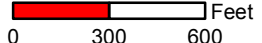
Property Owner(s): <u>Patrick & Jacquelyn Gorman</u>			Phone: <u>302-245-0634</u>
Address: <u>119 Wyndview Dr.</u>			Cell:
City: <u>Lynchburg</u>	State: <u>VA</u>	Zip: <u>24502</u>	Fax:
E-Mail: <u>pgorman4337@gmail.com</u>			
Applicant Name and Company: <u>Same as above</u>			Phone:
Address:			Cell:
City:	State:	Zip:	Fax:
E-Mail:			
Surveyor or Engineer: <u>Merestone Consultants, Inc.</u>			Phone: <u>302-226-5880</u>
Address: <u>33516 Crossing Ave, Unit 1</u>			Cell:
City: <u>Lewes</u>	State: <u>DE</u>	Zip: <u>19958</u>	Fax:
E-Mail:			
Site Address: <u>7255 Cedar Creek RD, Lincoln, DE 19960</u>			Zoning:
Tax Map & Parcel Number(s): <u>3-30-15.00-72.00</u>			Acreage: <u>2.095 Acres</u>
I/We certify that the information provided in this application, including all submittals and attachments, is true and correct to the best of my/our knowledge.			
Signature of Property Owner(s): <u>Patrick F. Gorman</u> <u>Jacquelyn Gorman</u>			Date: <u>2.3.17</u>
Signature of Applicant(s): <u>Jacquelyn Gorman</u> <u>Patrick F. Gorman</u>			Date: <u>2.3.17</u>
Office Use Only:			
☐ Current on Utilities ☐ Current on Taxes ☐ No Outstanding Violations			

201 South Walnut Street - Milford, DE 19963
Phone: 302.424.3712 Fax: 302.424.3558 www.cityofmilford.com



Handwritten signature 2/3/17



 Filepath: Annexation_Gorman.mxd	Scale:  0 300 600 Feet	Title: Annexation Lands of Patrick Jacquelyn Gorman Location & Zoning Map
	Drawn by: WRP Date: 03/10/17	

PLAN #23809N-128046

2846

BOOK 1630 PAGE 62

QUITCLAIM DEED

The UNITED STATES OF AMERICA, acting through the SMALL BUSINESS
ADMINISTRATION by its ADMINISTRATOR, Grantor

to

Patrick F. Gorman and Jacquelyn A. Gorman, Grantees, as tenants by the
entireties.

THIS INDENTURE, made the 14th day of February, One
Thousand Nine Hundred and Eighty Nine (1989), between the Administrator of the
Small Business Administration, Philadelphia District Office, Allendale Square,
475 Allendale Road, Suite 201, King of Prussia, PA 19406, Grantor, and Patrick
F. Gorman and Jacquelyn A. Gorman, 513 Parson Thorne Apts., Milford, DE 19963,
Grantees.

WITNESSETH, that the Grantor, in consideration of Eighty Nine Thousand
Five Hundred Dollars (\$89,500.00) in hand paid, the receipt whereof is hereby
acknowledged, does hereby RELEASE AND QUIT CLAIM to the Grantees,

ALL that certain lot, piece and parcel of land, lying and being in Cedar
Creek Hundred, Sussex County and State of Delaware, fronting on the easterly
side of the 60 foot wide right of way of State Route 30, adjoining lands of
Francis A. Webb, IV, and more particularly described as follows, to wit:

BEGINNING at an iron pipe on the easterly right of way line of State
Route 30, said pipe being distant, on a bearing of South 01 degrees 48 minutes
16 seconds East, 687.83 feet from an iron pipe at the southwesterly corner of

.00

0

TX-EX

2/14/89

1347 333

↓ legal description of
property.

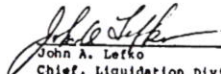
-2-

lands of James W. Thawley, Sr.; thence proceeding with lands of Francis A. Webb, IV, the following 3 courses and distances; (1) North 87 degrees 07 minutes East 375.00 feet to an iron pipe; (2) South 02 degrees 53 minutes East 250.00 feet to an iron pipe and (3) South 87 degrees 07 minutes West 375.00 feet to an iron pipe on aforementioned right of way line of State Route 30; thence finally following said right of way line North 02 degrees 53 minutes West 250.00 feet to the place of beginning; containing 2.1522 acres of land, more or less.

AND BEING the same lands and premises conveyed unto the Administrator, U.S. Small Business Administration, by deed of William J. Jones, Sheriff of Sussex County, bearing date of January 11, 1988 and recorded in the Office of the Recorder of Deeds in and for Kent County, Delaware, in Book 1542 at Page 299.

TO HAVE AND TO HOLD, the above-mentioned and described premises, with the appurtenances unto the said Grantee and their heirs and assigns forever.

IN WITNESS WHEREOF, the ADMINISTRATOR of the Small Business Administration has caused this instrument to be executed by the undersigned under the Delegations of Authority contained in 13 C.F.R. §101, et seq.


John A. Letko
Chief, Liquidation Division
Small Business Administration

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF Montgomery

On this 15th day of February 19 89, before me

the undersigned a Notary Public in and of the County and State, on this day personally appeared John A. Conley known to me to be Chief, Liquidation Division, King of Prussia Office of the Small Business Administration to be the person whose name is subscribed to the foregoing instrument and he/she acknowledged to me that the same was the act of the Administrator of the Small Business Administration and that he/she executed the same as the free act and deed of the Administrator of the Small Business Administration for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN under my hand and official seal of office this 13th day of February, 1989.

Patricia A. Conley
Notary Public

NOTARIAL SEAL
PATRICIA A. CONLEY, Notary Public
Lower Merion Twp., Montgomery Co.
My Commission Expires March 23, 1992



C. RUSSELL MCCABE
DOC. SURCHARGE PAID

1989 FEB 14 PM 3:41

RECORDED BY DELOS
SUSSEX COUNTY

PURCHASERS REPORT
MADE THIS DATE

FEB 15 1989

ASSESSMENT DIVISION
OF SUSSEX CTY.

Walter Lindt, Atty
02-23-89

City of Milford
RESOLUTION 2017-03

Annexation/Lands belonging to Patrick F. & Jacquelyn A. Gorman
7255 Cedar Creek Road, Lincoln, DE 19960
Tax Parcel No. 3-30-15.00-72.00
2.095 +/- Acres
Current Zone A-R/Proposed Zone C-3

COMMITTEE DIRECTED TO INVESTIGATE ANNEXATION

Whereas, a Petition, signed by the legal property owner and duly witnessed, requesting annexation into the City of Milford, situated approximately 870 +/- feet south of the intersection of Cedar Creek Road (SR 30) and Wilkins Road (CR 206) along the east side of Cedar Creek Road, in Cedar Creek Hundred, legally described as:

Tax Parcel No. 3-30-15.00-72.00

Beginning at a rebar set on the northeasterly right of way line of Cedar Creek Road, at 80 feet wide, a common corner of the lands of, now or formerly, Walter V. Samuels, Jr. & Barbara L. Samuels, point being located 870 feet more or less from the southerly right of way line of Wilkins Road;

Thence leaving Cedar Creek Road and following said lands of Samuels North 87°07'00" East, 365.00 feet, to a set rebar, passing over a found iron pipe at 290.00 feet, a corner of lands, now or formerly, of Nelson W. Hall Trustee;

Thence along the lands of Nelson W. Hall Trustee, the following two (2) courses;

1. South 02°53'00" East, 250.00 feet, to a found rebar;
2. South 87°07'00" West 365.00 feet, to a rebar set on the northeasterly side of Cedar Creek Road;

Thence along said Cedar Creek Road North 02°53'00" West, 250.00 feet to the first mentioned point and place of beginning,

CONTAINING within the said described metes and bounds 2.095 acres of land, more or less,

has been submitted to the City Council of the City of Milford.

Now, Therefore, a Committee, composed of three (3) elected members of City Council and one (1) member of the Planning Commission has been appointed by the Mayor to investigate the possibility of annexing said property, said Committee to be comprised of Chair Katrina Wilson, Douglas Morrow, Arthur Campbell and Planning Commission Chairman Marvin Sharp.

Be It Further Resolved, that said Committee shall submit a written report containing its findings and conclusions, including the advantages and disadvantages of the proposed annexation both to the City and to the property proposed to be annexed and said report shall further contain the committees' recommendations whether or not to proceed with the proposed annexation and the reasons therefor.

NOW, THEREFORE, I, Teresa K. Hudson, City Clerk of the City of Milford, do hereby certify that the foregoing resolution was duly and regularly adopted by the City Council of the City of Milford at a Council Meeting held the 24th day of April 2017 by a majority vote.

City Clerk