



Town of Milton
115 Federal Street, Milton, Delaware 19968
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RESOLUTION NO. 2022-008

**TO REQUEST AN ADVISORY OPINION AND ESTABLISH THE TIME AND PLACE FOR A PUBLIC HEARING ON
A PROPOSED AMENDMENT TO THE ZONING CODE.**

WHEREAS, the Charter of the Town of Milton vests power in the Mayor and Town Council to provide for and preserve the health, peace, safety, cleanliness, ornament, good order and public welfare of the Town and its inhabitants; and

WHEREAS, the Mayor and Town Council have the power to zone or district the Town and make particular provisions for particular zones or districts with regard to structures, buildings, or building material, and generally to exercise all powers and authorities vested in the legislative body of cities and incorporated towns under and by virtue of Chapter 3, Title 22 of the Delaware Code; and

WHEREAS, the Mayor and Town Council of the Town of Milton has previously found it necessary for the aforementioned purposes to enact a zoning ordinance, codified as Chapter 220 of the Town Code; and

WHEREAS, pursuant to Chapter 220, the Town Council of the Mayor and Town of Milton may, from time to time, on its own motion or on petition or upon recommendation by the Planning and Zoning Commission, amend, supplement or change the boundaries of the districts or the zoning regulations after public notice and hearing;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of Milton as follows:

1. A public hearing on a proposed Zoning Code amendment to **SECTION 220-46D(3) OF THE TOWN CODE, RELATING TO FENCE ORIENTATION** shall be held at **6:30 pm on September 12, 2022, at Milton Public Library, Milton, Delaware**. All interested persons wishing to be heard shall be given an opportunity to express their views. Their testimony shall be considered in evidence by the Council.
2. Notice of such hearing shall be published as required by Town Code.
3. The aforementioned proposed zoning amendment is hereby referred to the Planning and Zoning Commission for an advisory report pursuant to Milton Town Code Section 220-99.

I, **RICHARD H. BATY** Secretary of the Town Council of the Town of Milton, do hereby certify that the above resolution was passed at the meeting of the Town Council, duly called and convened, held on the 15th day of August 2022, at which a quorum was present and voting throughout and that same is still in full force and effect.

BY: Richard H. Baty
SECRETARY OF TOWN COUNCIL

DATE: 8/18/2022