



*Town of Milton*

115 Federal Street, Milton, Delaware 19968

[www.milton.delaware.gov](http://www.milton.delaware.gov)

Phone: 302-684-4110 Fax: 302-684-8999

**ORDINANCE NO. 2023-001**

**TO REPEAL TOWN CODE CHAPTER 76 ENTITLED BED-AND-BREAKFASTS**

**WHEREAS**, the Town Charter of the Town of Milton, Delaware ("Town") provides in Section 29, that, "the Town Council is vested by this Charter with the following powers, to be exercised by the Town Council in the interest of good government, and the safety, health and public welfare of the Town, its inhabitants and affairs"; and

**WHEREAS**, Section 29 authorizes the 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**, Milton Town Code Chapter 76 regulates the permitting and operations of Bed-And-Breakfast Establishments, while other Bed-And-Breakfast regulations are within Chapter 220; and

**WHEREAS**, Ordinance 2022-008 adopted a revision to Milton Town Code 220 entitled Zoning and added the permitting and operations of Bed-And-Breakfast Establishments to §220-34 D. (3) entitled "Additional special use requirements for bed-and-breakfast"; and

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED** by the Mayor and Town Council of the Town of Milton, a majority thereof concurring, that Chapter 76 of the Town Code, entitled "Bed-And-Breakfasts "is hereby repealed.

I, **John Collier**, Mayor of the Town of Milton, hereby certify that the foregoing is a true and correct copy of the Ordinance adopted by the Mayor and Town Council of the Town of Milton at its meeting held on the 6<sup>th</sup> day of **February, 2023**, during a duly noticed meeting at which a quorum was present and voting throughout, and that the same is still in full force and effect.

A handwritten signature in black ink, appearing to read "John Collier", written over a horizontal line.

**MAYOR**

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## **SYNOPSIS**

This Ordinance repeals Town Code Chapter 76 regarding Bed-And-Breakfast regulations that were located separately from other Bed-And-Breakfast regulations within Chapter 220. Ordinance 2022-008 amended Chapter 220 entitled Zoning with the inclusion of bed-and-breakfast under special use requirements.