

**TOWN OF GEORGETOWN
TOWN COUNCIL MEETING AGENDA**

Meeting Date: Wednesday, April 13, 2016
Location: Town Hall, 39 The Circle, Georgetown, DE
Time: 6:30 P.M. Presentation
7:00 P.M. Regular Meeting

6:30 P.M. Presentation – Downtown Development District Plan

7:00 P.M. Regular Meeting

1. Pledge of Allegiance
2. Invocation
3. Adoption of Agenda
4. Approval of March 23, 2016 Town Council Minutes
5. 2nd Presentation & Adoption of FY17 Budget
 - A. Resolution #2016-1 Adoption of FY17 Budget
6. Proclamation – Arbor Day
7. Lead 360 Finalists – Jefferson Awards
8. Board of Elections Appointments
9. 1st Reading of Ordinances
 - A. Ordinance # 2016-5 Animals – Chapter 52
 - B. Ordinance #2016-6 Property Maintenance – Chapter 165
10. Departmental Reports
 - A. Gene Dvornick – Town Manager
 - B. Eric Rust – Superintendent of Wastewater Reclamation Facility
11. Public Comment
12. Adjournment

The agenda items as listed may not be considered in sequence. This agenda is 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 meeting. Persons with disabilities requiring special accommodations to attend this meeting should contact the Town Office in writing 72 hours in advance of the meeting, stating their needs in order to have them addressed under the requirements of the Americans with Disabilities Act (ADA).



Proclamation

IN RECOGNITION OF THE OBSERVANCE OF GEORGETOWN ARBOR DAY

Whereas, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

Whereas, the holiday called Arbor Day was first observed with the planting of more than a million trees in Nebraska; and

Whereas, Arbor Day is now observed at various times of the year throughout the nation and the world; and

Whereas, trees can reduce the erosion of our precious topsoil due to wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, reduce greenhouse gas emissions, and provide for wildlife; and

Whereas, trees beautify our community, increase property values, enhance the economic vitality of the business areas and trees, where properly planted, are a source of joy and spiritual renewal.

Now, Therefore, Be It Resolved That I, William E. West, Mayor, on behalf of the Town of Georgetown, do hereby proclaim the week beginning Sunday, April 24, 2016 through Saturday, April 30, 2016, Georgetown Arbor Week and Friday, April 29, 2016 Georgetown Arbor Day.



In Witness Whereof, I have hereunto set my hand and caused the Seal of this Town to be affixed this 13th day of April, 2016.

William E. West, Mayor



ORDINANCE NO. 2016-5

AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF GEORGETOWN, CHAPTER 52 THEREOF, ENTITLED ANIMALS

THE TOWN COUNCIL OF THE TOWN OF GEORGETOWN IN COUNCIL MET AND HEREBY ORDAINS:

Section 1. Chapter 52, Article I of the Code of the Town of Georgetown is hereby amended as follows:

Article I. Dogs at Large CONTROL OF ANIMALS

Section 2. Chapter §52-1, Definitions, of the Code of the Town of Georgetown is hereby amended as follows:

Cat

A domestic feline of either sex including stray.

Dog

A domestic canine of either sex including stray.

Nuisance

A dog or cat or groups of dogs and cats shall be considered a nuisance if any of the following occurs:

- A. Chases, snaps at, or impedes a pedestrian, bicyclist, or vehicle.**
- B. Damages, soils, or defiles private or public property, other than his owner's on more than one occasion or habitually.**
- C. Habitually interferes with, molests, or attacks persons or other animals, other than those coming upon his owner's property with permission.**

DOG—Either a male or female canine.

OWNER

When applied to the proprietorship of a dog or cat, includes every person having a right of property in such dog or cat, and every person who keeps or harbors such dog or cat, or has it in his/her care, and every person who permits such dog or cat to remain on or about any premises occupied by him/her.

Premises

That portion of land owned or occupied by an owner or keeper, not including any portion of such land that is accessible to the public as a right of way.

Section 3. Chapter §52-3 of the Code of the Town of Georgetown is hereby amended as follows:

§ 52-3 Public nuisances prohibited

It shall be unlawful for any owner or keeper to permit a dog or cat to create a nuisance as defined by this Ordinance.

~~§ 52-3. Appointment and duties of Dog Catcher; records to be kept.~~

~~The Mayor, with the approval of a majority of the members of Council, shall appoint a suitable person to act as Dog Catcher for the purposes of enforcing the provisions of this article. Any person so appointed to act as Dog Catcher shall serve at the pleasure of the Mayor. The duties of the Dog Catcher, appointed pursuant to the provisions of this article, shall include, but shall not be limited to, the apprehending and the impounding of any dog found running at large within the corporate limits of the Town of Georgetown contrary to the provisions of this article. The Dog Catcher shall keep a record of each dog apprehended and impounded by him. The record, as kept and maintained by the Dog Catcher, shall include for each dog apprehended and impounded the time, date and place of apprehending and the impounding, the breed, if ascertainable, the color, the sex, the number of the state dog tag, if any, the final disposition and the date of final disposition. A compilation of the records of the Dog Catcher setting forth the information required above shall be maintained at the office of the Town Council.~~

~~§ 52-4. Notice of impoundment.~~

~~It shall be the duty of the Dog Catcher to give notice to the owner, if ascertainable, by registered mail with return receipt requested, within 72 hours from the time that the dog is apprehended and impounded. Such notice shall contain the information, or as much of it as is applicable, as is required to be kept and maintained by the Dog Catcher in accordance with § ~~52-3~~ of this article. It shall also be the duty of the Dog Catcher to post or cause to have posted in the offices of the Town Council within 72 hours following the~~

~~time of apprehending and impounding notice of the apprehending and the impounding of each dog. Said notice shall contain the information, or so much of it as is applicable, as is required to be kept and maintained by the Dog Catcher in accordance with § 52-3 of this article.~~

~~§ 52-5. Claiming of dogs.~~

~~The owner of any dog apprehended and impounded by the Dog Catcher may reclaim said dog upon the payment of any fine and costs imposed for any violation of this article and a charge of \$1 per day from the date of apprehension and impounding as the cost of keeping and maintaining the said dog.~~

~~§ 52-6. Disposition of unclaimed dogs.~~

~~Any dog apprehended and impounded by the Dog Catcher in accordance with the provisions of this article may, if not reclaimed by owner following the expiration of five days from the date of receipt of the registered notice by the owner or from the date of the posting of the notice in the offices of the Town Council, whichever is later, be turned over and released to the State Dog Warden for disposition in accordance with the provisions of the Game and Fish Laws and Regulations, or the Dog Catcher may release the dog to a person other than the owner upon the payment of the charge imposed for keeping and maintaining the dog; provided, however, that any dog which appears to be suffering from rabies or affected with hydrophobia, mange or other infectious or dangerous disease shall not be released but shall be forthwith destroyed without the necessity of giving any notice.~~

Section 4. Chapter §52-7 of the Code of the Town of Georgetown is hereby amended as follows:

~~§ 52-74. Violations and penalties.~~

~~Any person violating any provision of this article shall pay such fines as set out in Chapter 1, Article III, General Penalty.~~

Section 5. This Ordinance shall become effective following its adoption by a majority vote of all members elected to the Town Council.

BE IT ENACTED by the Town Council of the Town of Georgetown, Delaware on the _____ day of _____ A.D., 2016.

William E West, Mayor

Steve M Hartstein, Secretary

1st Reading: April 13, 2016

2nd Reading: April 27, 2016

Adoption: April 27, 2016

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ORDINANCE 2016-6

**AN ORDINANCE TO AMEND THE CODE OF THE TOWN OF GEORGETOWN,
CHAPTER 165 THEREOF, ENTITLED PROPERTY MAINTENANCE**

THE TOWN COUNCIL OF THE TOWN OF GEORGETOWN IN COUNCIL MET AND
HEREBY ORDAINS:

Section 1. Chapter 165, Article II, § 165-18 of the Code of the Town of Georgetown is hereby amended to designate the current language as subsection “(a)” and add the following as subsection “(b)”:

(b) Drying of clothes.

Clothes hung to dry on walls, fences, stairs, trees, bushes or carport areas where such is viewable from the public right-of-way within the Town of Georgetown are declared a public nuisance.

Section 2. This Ordinance shall become effective following its adoption by a majority vote of all members elected to the Town Council.

BE IT ENACTED by the Town Council of the Town of Georgetown, Delaware on the _____ day of _____ A.D., 2016.

William E West, Mayor

Steve M Hartstein, Secretary

1st Reading: April 13, 2016

2nd Reading: April 27, 2016

Adoption: April 27, 2016