NEW CASTLE COUNTY COUNCIL
COUNCIL MEETING

December 9, 2025
6:30 PM

VIRTUAL ZOOM WEBINAR MEETING &**
LOUIS L. REDDING CITY/COUNTY BUILDING
1ST FLOOR COUNCIL CHAMBERS
800 N. FRENCH STREET, WILMINGTON, DE 19801

AGENDA

A. Call to Order

- **Moment of Silence**
- **Pledge of Allegiance**
- **Roll Call**

B. Approval of Minutes

C. Announcements

D. Introduction of Ordinances

°25-159: **(NOTE: THESE REZONINGS RELATE TO PUBLIC LANDS AND PUBLIC PARKS) COUNTY INITIATED REZONING** - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 11 REGARDING THE FOLLOWING TAX PARCELS: **NEW CASTLE HUNDRED**: 09-041.10-303 (42 Charles Ct, River Walk), 10-043.20-155 (0 Canary Dr, Raven Glen at Wellin), 10-043.20-156 (0 Canary Dr, Raven Glen at Wellin) **PENCADER HUNDRED**: 09-040.10-015 (8 Woodland Run Dr, Woodland Run), 11-015.00-011 (624 Salem Church Rd, Millers Post), 11-015.10-045 (295 E Flagstone Dr, Gray Acres), 11-019.00-013 (0 Salem Church Rd,), 11-019.00-055 (0 Salem Church Rd, Olenderski Subd), 11-019.30-169 (0 Becks Woods Dr, Village Of Becks Pond), 11-019.40-047 (28 Bradley Dr, Becks Landing), 11-022.00-014 (2199 Pulaski Hwy, Glasgow Regional Park), 11-027.00-027 (219 A Forrestal Dr, New Castle County), 11-031.00-004 (54 Stardust Dr, Melody Meadows II), 11-031.00-216 (54 Stardust Dr, Melody Meadows II), 11-032.00-001 (210 Benjamin Blvd,), 11-032.00-259 (209 Benjamin Blvd, New Castle County), 11-033.00-276 (6 Mabel Ln, Caravel Academy), 11-038.00-247 (0 Off Clifton Dr, Hickory Woods Sec 4), 11-042.20-147 (13 Viscaya Ct, Mansion Farm Ph 1) **WHITE CLAY CREEK HUNDRED**: 09-029.10-380 (0 Regal Ct, Sherwood Forest Sc 2), 09-029.10-475 (14 Spectrum Dr, Elmwood Sec 1), 09-034.00-015 (0 Off Old Baltimore Pike, Woodshade Sec 1), 09-034.00-042 (99 Woodshade Dr, Woodshade Sec 2), 09-034.20-058 (8 Screven Pl, Varlano), 09-040.10-015 (8 Woodland Run Dr, Woodland Run), 09-040.40-020 (115 Creekside Ct, Country Creek), 09-041.10-277 (48 Birchgrove Rd, Christina Hollow), 09-041.10-303 (42 Charles Ct, River Walk), 11-015.00-011 (624 Salem Church Rd, Millers Post)
Prime Sponsor(s): Mr. Tackett

°25-160: **(NOTE: THESE REZONINGS RELATE TO PUBLIC LANDS AND PUBLIC PARKS) COUNTY INITIATED REZONING** - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 3 REGARDING THE FOLLOWING TAX PARCELS: **MILL CREEK HUNDRED**: 08-007.00-042 (1023 Valley Rd, Hockessin Public Library), 08-007.00-049 (4338 Mill Creek Rd, Buck Subdivision), 08-007.40-124 (623 Yorklyn Rd, Hockessin Center), 08-008.30-100 (7259 Lancaster Pike, Hockessin Park), 08-008.30-102 (7259 Lancaster Pike, 17-41 Co Subdivision), 08-012.20-121 (513 Hemingway Dr, Hickory Hill), 08-013.20-046 (0 Deergrass Rd, Bon Ayre), 08-013.20-083 (32 Basil Ct., Brackenville Woods), 08-013.30-013 (4129 Mill Creek Rd Hickory Hill), 08-013.30-039 (4089 Mill Creek Rd, Gateway Farms Sec 2), 08-013.40-038 (47 Staten Dr, Stuyvesant Hills), 08-013.40-048 (27 Staten Dr, Stuyvesant Hills), 08-017.30-004 (3 Welwyn Rd, Hillstream), 08-019.10-074 (100 Ramunno Cir, Belle Terre), 08-012.00-041 (740 Evanson Rd), 08-012.30-001 (188 A Thompson Dr, Hockessin Valley Fal), 08-020.00-150 (0 Off Hobson Dr, West Riding), 08-020.30-032 (115 Westgate Dr, Westgate Farms), 08-013.30-074 (1800 Brackenville Rd), 08-024.10-121 (9 Jarrell Farms Dr, Jarrell Farms III), 08-025.00-008 (0 Mill Creek Rd), 08-025.00-011 (3850 Mill Creek Rd), 08-020.40-021 (104 Oldbury Dr, Westgate Farms), 08-020.40-028 (112 Alexis Ct, Canterbury Hills), 08-026.30-127 (200 Whitekirk Dr, Highland West), 08-026.30-176 (200 Whitekirk Dr), 08-036.20-001 (4901 Mermaid Blvd, Linden Heath), 08-037.30-015 (5134 New Kent Rd, Linden Hill Village), 08-042.10-236 (9 Ware Rd, Deacons Walk), 08-042.20-029 (9 Ware Rd, Preserve At Deacons Walk), 08-047.00-072 (170 Possum Hollow Rd, Tri State Bird Rescue), 08-042.40-255 (0 Upper Pike Creek Rd, Linden Way), 08-053.40-011 (16 St Regis Dr, Chapel Hill), 08-053.40-049 (21 St Regis Dr, Chapel Hill), 08-047.00-124 (0 Briggs Ln, Chanterelle)
Prime Sponsor(s): Ms. Kilpatrick

°25-161: **(NOTE: THESE REZONINGS RELATE TO PUBLIC LANDS AND PUBLIC PARKS) COUNTY INITIATED REZONING** - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 2 AND COUNTY COUNCIL DISTRICT 9 REGARDING THE FOLLOWING TAX PARCELS: **CHRISTIANA HUNDRED:** 07-034.30-070 (0 Newell Dr, Historic Red Clay Valley), 07-034.40-236 (2161 Elder Dr, New Castle County), 07-034.40-293 (2101 Inman Dr, Faulkland Heights Sec A), 07-034.40-534 (2130 Faulkland Rd, Davis Terrace), 07-034.40-537 (613 Armstrong Ave, Brookland Terrace), 07-035.10-042 (2130 Faulkland Rd, Woodland), 07-035.10-042 (2130 Faulkland Rd, Woodland), 07-037.20-001 (2161 Elder Dr, New Castle County), 07-037.20-250 (250 Greenbank Rd, New Castle County), 07-037.20-251 (323 Greenbank Rd, New Castle County), 07-037.20-257 (319 Greenbank Rd, New Castle County), 08-033.00-008 (3300 Faulkland Rd, Brandywine Convalescent), 08-033.00-012 (0 Faulkland Rd)**;** **MILL CREEK HUNDRED:** 08-026.40-042 (2518 Mill Creek Rd, Crossgates), 08-032.00-013 (2920 Duncan Rd, Delcastle Tennis Center), 08-032.10-064 (2626 Mill Creek Rd, Crossgates), 08-032.20-111 (212 Lister Dr, Hyde Park), 08-032.40-014 (2815 Duncan Rd, Hyde Park), 08-033.00-008 (3300 Faulkland Rd, Brandywine Convalescent), 08-033.00-012 (0 Faulkland Rd), 08-033.30-098 (2400 Cedar Ave, Cedars), 08-035.20-079 (585 Polly Drummond Hill Rd, Middle Run Crossing), 08-035.20-080 (103 Wren Way, Middle Run Crossing), 08-035.40-003 (0 Mourning Dove Dr, Middle Run Crossing), 08-035.40-071 (0 Mourning Dove Dr, Middle Run Crossing), 08-035.40-073 (0 Wren Way, Middle Run Crossing), 08-035.40-124 (0 Mourning Dove Dr, Middle Run Crossing), 08-037.00-035 (3700 Limestone Rd, New Castle County Carousel Park), 08-037.20-105 (1225 Arundel Dr, Arundel Sec 2), 08-037.20-106 (1401 Arundel Dr, Arundel Sec 1), 08-037.20-329 (19 A Ascension Dr, Winding Bridge), 08-038.10-001 (1230 Arundel Dr, Arundel Sec 1), 08-038.10-127 (1103 A Highgate Rd, Sherwood Park II), 08-038.20-045 (2609 Sherwood Dr, Sherwood Park Sec 2), 08-038.20-290 (55 A St John Dr (Dunlinden Acres), 08-038.20-328 (48 A St John Dr (Dunlinden Acres), 08-038.30-388 (2446 W Eric Dr ,Limestone Gardens), 08-041.00-026 (101 Fox Den Rd, Middle Run Crossing), 08-041.20-092 (391 Polly Drummond Hil Rd (Middle Run Crossing), 08-042.00-013 (273 Polly Drummond Hil Rd, Delaware Hospice), 08-043.10-041 (3007 Ridgevale Rd, Hills of Skyline), 08-043.20-178 (1802 Milltown Rd, Village of Lindell), 08-043.30-005 (5439 Crestline Rd, Hills of Skyline), 08-043.30-019 (5434 Crestline Rd, Hills of Skyline), 08-

043.30158 (2660 Longfellow Dr, Highlands of Heritage), 08-043.40-014 (2660 Longfellow Dr, Heritage Farm), 08-043.40-015 (2661 Longfellow Dr, Grendon Farms), 08-043.40-320 (2010 Marlboro Dr, Montclare), 08-043.40-377 (2510 Grendon Dr, Grendon Farms), 08-044.10-278 (2446,W Eric Dr ,Sheridan Square), 08-044.30-382 (4998, E Woodmill Dr, Woodmill), 08-047.00-072 (170 Possum Hollow Rd, Tri State Bird Rescue), 08-048.00-045 (0 Upper Pike Creek Rd), 08-048.20-231 (7 Creek Xing, Creek Landing), 08-048.20-247 (19 Taylors Mill Ln, Taylors Mill), 08-049.20-013 (2616 A Whitman Dr, Heritage Farm), 08-049.20-045 (2609 Whitman Dr, Heritage Farm), 08-049.30-008 (122 Rockrose Dr, Meadowood Sec 1), 08-053.00-050 (331 Delaplane Ave, Delaplane Manor Iii), 08-060.00-007 (148 Fairway Rd, Red Mill Farms), 08-060.10-018 (1600 Melrose Place Dr, Country Squire Apts), 08-060.20-090 (315 Darwin Dr, Sycamore Gardens), 08-060.20-116 (132 Longview Dr, Peoples Subd), 08-060.20-118 (120 Longview Dr, Newkirk Estates Sc 2), 08-060.20-119 (122 Longview Dr, Newkirk Estates Sc 2), 08-060.20-120 (134 Longview Dr, Peoples Subd), 08-060.20-121 (121 Longview Dr, Newkirk Estates Sc 2), 08-060.20-146 (115 Phyllis Dr (Newkirk Estates Sc 2), 08-060.20-148 (127 Longview Dr), 08-060.20-149 (125 Longview Dr, Peoples Subd), 08-060.20-150 (123 Longview Dr, Peoples Subd), 08-060.20-152 (0 Off Longview Dr), 08-060.30-005 (21 Mary Ella Dr, Millrace), 09-010.30-001 (0 Sheffield Manor Dr, Sheffield Manor), 09-010.30-066 (74 Green Ridge Rd, Brookhaven), 09-017.00-028 (0 Tamara Cir, Harmony Hills Sec 2); **PENCADER HUNDRED:** 11-006.20-166 (0 Scottfield Dr, Scottfield Sec 3)**;** **WHITE CLAY CREEK HUNDRED:** 08-060.00-007 (148 Fairway Rd, Red Mill Farms), 08-060.10-018 (1600 Melrose Place Dr, Country Squire Apts), 08-060.20-146 (115 Phyllis Dr, Newkirk Estates Sec 2), 08-060.30-005 (21 Mary Ella Dr, Millrace), 09-010.30-001 (0 Sheffield Manor Dr, Sheffield Manor), 09-010.30-066 (74 Green Ridge Rd, Brookhaven), 09-015.20-027 (136 N Dillwyn Rd, Windy Hills Sec 1), 09-016.20-028 (52 A Millwright Dr, Old Mill Manor), 09-016.20-091 (22 A Gristmill Ln, Old Mill Manor), 09-016.30-167 (136 N Dillwyn Rd, Windy Hills Sec 2), 09-016.40-017 (27 A Old Manor Rd, Old Mill Manor), 09-017.00-028 (0 Tamara Cir (Harmony Hills Sec 2), 09-017.30-046 (139 W Rutherford Dr, Rutherford Sec 3), 09-017.301-87 (0 Harmony Crest Dr (Harmony Crest Sc III), 09-017.40-149 (121 E Rutherford Dr, Rutherford Sec 1), 09-021.40-069 (110 Old Newark Rd, Greenbridge), 09-021.40-256 (50 Durham Ct (New Castle County Police Academy), 09-022.30-411 (0 Lisbeth Rd, Chestnut Hill Estates 2), 09-022.30-412 (0 E Cherokee Dr, Cherokee Woods), 09-022.30-422 (0 E Cherokee Dr, Cherokee Woods), 09-023.10-203 (801 Prides Xing, Harmony Crest Sc II), 09-023.10-232 (801 Prides Xing, Harmony Crest Sec II), 09-028.10-220 (127 Garrett Rd, Todd Estates Sec 4), 09-033.00-033 (24 Upland Ct, Breezewood Sec II), 09-033.20-073 (499 Gender Rd, Gender Woods), 09-033.20-074 (545 Gender Rd, Gender Woods)
Prime Sponsor(s): Ms. Kilpatrick, Mr. Sheldon

°25-162: AMEND THE FY2026 CAPITAL PROGRAM AND BUDGET: APPROPRIATE $15,000 IN DONATIONS RECEIVED FROM THE CLAYMONT LIONS CLUB AND $10,000 IN DONATIONS RECEIVED FROM WASTE MANAGEMENT AND REDUCE BOND FUNDING BY $25,000 IN THE DEPARTMENT OF PUBLIC WORKS, GENERAL PARKLAND IMPROVEMENTS 2024-2025 CAPITAL PROJECT
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°25-163**:** AMENDING *NEW CASTLE COUNTY CODE* CHAPTER 6 (“BUILDING CODE ”), ARTICLE 3 (“ADMINISTRATION”) TO CODIFY THE PLUMBING AND MECHANICAL TECHNICAL ADVISORY COMMITTEE WITHIN THE *NEW CASTLE COUNTY CODE*
Prime Sponsor(s): Ms. Durham

°25-164: AMENDING *NEW CASTLE COUNTY CODE* CHAPTER 40 (“UNIFIED DEVELOPMENT CODE”) AND APPENDIX 6 RELATING TO THE STRUCTURE OF CERTAIN COUNTY COMMITTEES
Prime Sponsor(s): Ms. Durham

°25-165: AMENDING THE PAY PLANS AND RATES OF PAY FOR ELIGIBLE MEMBERS OF CERTAIN NEW CASTLE COUNTY BOARDS, COMMITTEES, AND COMMISSIONS
Prime Sponsor(s): Ms. Durham

E. Consent Calendar

NOTE: If an item on the Consent Calendar is objected to by a Council member, or a member of the public wishes to obtain additional information about the candidate or proposed legislation, or if a Councilmember intends to offer an amendment to a resolution, seek additional information, or state a conflict, it shall be removed from the Consent Calendar and voted upon separately.

F. Consideration of Resolutions Removed from the Consent Calendar and Other Resolutions

R25-203: AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH AXON ENTERPRISE, INC. FOR THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE
Prime Sponsor(s): Mr. Toole, Mr. Caneco

R25-204: PLAN OF COUNTRY CLUB ESTATES; ST. GEORGES HUNDRED; NORTH SIDE OF CHURCHTOWN ROAD, APPROXIMATELY 3200 FT WEST OF BACK CREEK DRIVE; MAJOR LAND DEVELOPMENT PLAN THAT COMBINES TAX PARCELS 13-011.00-001, 002, 033, AND 163 INTO A SINGLE PARCEL TO CONSTRUCT AN OPEN SPACE PLANNED SUBDIVISION CONSISTING OF 96 SINGLE FAMILY DETACHED LOTS, 144 SINGLE FAMILY VILLAGE LOTS (99 AGE-RESTRICTED), 84 TOWNHOUSES, AND 216 MULTI-FAMILY APARTMENT UNITS WITH ASSOCIATED IMPROVEMENTS, INCLUDING PROPOSED CLUBHOUSES AND RECREATIONAL AREAS. THE PLAN RELIES ON A TRANSFER OF DEVELOPMENT RIGHTS (TDR) AND REFERENCES A MAXIMUM BASE YIELD OF 352 DWELLING UNITS, WITH AN ADDITIONAL 188 DWELLING UNITS, FOR A TOTAL OF 540 DWELLING UNITS; S AND S & H ZONING; APPLICATION NO. 2021-0287; COUNCIL DISTRICT 6.
Prime Sponsor(s): Mr. Carter

R25-205: TO AMEND NEW CASTLE COUNTY COUNCIL EMPLOYEE HANDBOOK SECTION 7.2 REGARDING FAMILY AND MEDICAL LEAVE AND NEW SECTION 7.3 PAID FAMILY AND MEDICAL LEAVE
Prime Sponsor(s): Ms. George, Ms. Kilpatrick

G. Time Sensitive Congratulatory/Honorary Resolutions

R25-206: HONORING NEW CASTLE COUNTY EMERGENCY MEDICAL SERVICES FOR EXEMPLARY INTERAGENCY PARTNERSHIP AND LIFE-SAVING ACTION RECOGNIZED BY THE STATE OF NEW JERSEY
Prime Sponsor(s): Mr. Toole, Mr. Caneco

H. Presentations

I. Consideration of Ordinances

°25-147: AMEND THE GRANTS BUDGET: APPROPRIATE $75,481 IN PRIVATE FUNDING FROM THE PUBLIC SERVICE ENTERPRISE GROUP (PSEG) NUCLEAR THROUGH THE DELAWARE EMERGENCY MANAGEMENT AGENCY TO FUND THE OPERATIONS OF

THE NEW CASTLE COUNTY OFFICE OF EMERGENCY MANAGEMENT (OEM) FOR FY2026
Prime Sponsor(s): Mr. Toole, Mr. Caneco

°25-148: AMEND THE GRANTS BUDGET: APPROPRIATE $70,733.55 FROM THE STATE OF DELAWARE, DEPARTMENT OF JUSTICE – SPECIAL LAW ENFORCEMENT ASSISTANCE FUND (SLEAF) TO THE SLEAF FARO SCANNER GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE
Prime Sponsor(s): Mr. Toole, Mr. Caneco

°25-149: AMEND THE GRANTS BUDGET: APPROPRIATE ANTICIPATED FEDERAL FUNDS OF $20,979,500 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO THE SECTION 8 HOUSING CHOICE VOUCHERS – 2026 GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING
Prime Sponsor(s): Mr. Hollins, Mr. Street

°25-150**:** AMEND THE FY2026 APPROVED OPERATING BUDGET: REALIGN $486,725 FROM THE BENEFITS CONTINGENCY TO THE DELAWARE PAID FAMILY & MEDICAL LEAVE INSURANCE PROGRAM CONTINGENCY TO COMPLY WITH THE HEALTHY DELAWARE FAMILIES ACT
Prime Sponsor(s): Mr. Smiley, Mr. Cartier

°25-151: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 38 (“UTILITIES”), ARTICLE 2 (“SEWERS AND SEWAGE DISPOSAL”) AND CHAPTER 38 (“UTILITIES”), ARTICLE 3 (PROHIBITIONS, ENFORCEMENT, AND PENALTIES)
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°25-154: AMEND THE FY2026 CAPITAL PROGRAM AND BUDGET: REALIGN PREVIOUSLY AUTHORIZED BOND FUNDING IN THE AMOUNT OF $2,000,000 AND STATE FUNDING IN THE AMOUNT OF $1,500,000 FROM EXISTING SEWER/STORMWATER CAPITAL PROJECTS IN THE DEPARTMENT OF PUBLIC WORKS TO THE SOUTHERN SEWER SERVICE AREA CAPITAL PROJECT
Prime Sponsor(s): Mr. Sheldon, Mr. Carter

°25-155: AMEND THE GRANTS BUDGET: APPROPRIATE $35.46 IN MISCELLANEOUS INCOME AND REALIGN $165,297.97 WITHIN THE FY2025 STATE AID FOR LIBRARIES GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LIBRARIES
Prime Sponsor(s): Mr. Hollins, Mr. Street

°25-156: AMEND THE GRANTS BUDGET: APPROPRIATE ANTICIPATED FEDERAL FUNDS OF $9,640,323 FROM THE U.S. DEPARTMENT OF TREASURY TO THE SOCIAL IMPACT PARTNERSHIPS TO PAY FOR RESULTS ACT (SIPPRA) – THE FAMILY HOPE PROJECT GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING
Prime Sponsor(s): Mr. Hollins, Mr. Street

SUBSTITUTE NO. 1 TO °25-157: TO AMEND CHAPTER 7 (“PROPERTY MAINTENANCE CODE”) OF THE NEW CASTLE COUNTY CODE
Prime Sponsor(s): Ms. Kilpatrick, Mr. Tackett

°25-158: AMEND THE FY2026 APPROVED OPERATING BUDGET: APPROPRIATE $750,000 FROM THE REALTY TRANSFER TAX RESERVE TO THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE EQUIPMENT BUDGET LINE ITEM FOR THE FIRST PAYMENT OF THE RE-NEGOTIATED CONTRACT WITH AXON ENTERPRISES
Prime Sponsor(s): Mr. Toole, Mr. Caneco

°25-094: TO AMEND NEW CASTLE COUNTY CODE CHAPTER 40 (“UNIFIED DEVELOPMENT CODE”), SECTION 40.27.540 (“CHANGES TO OPEN SPACE OR COMMON

FACILITIES") REGARDING PROPOSED PLAN CHANGES
Prime Sponsor(s): Mr. Caneco, Ms. Durham

°25-100: **(NOTE: THESE REZONINGS RELATE TO PUBLIC LANDS AND PUBLIC PARKS)** COUNTY INITIATED REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 2 REGARDING THE FOLLOWING TAX PARCELS: BRANDYWINE HUNDRED: 06-013.00-080 (2537 DARTMOUTH WOODS RD, DARTMOUTH WOODS), 06-013.00-260 (2412 RAMBLEWOOD DR, CHANNIN), 06-013.00-261 (2510 RAMBLEWOOD DR, CHANNIN), 06-014.00-019 (2708 TONBRIDGE DR, CHANNIN), 06-014.00-048 (2708 TONBRIDGE DR, LUHMANN PROPERTY), 06-014.00-168 (2708 TONBRIDGE DR, CHANNIN), 06-020.00-165 (3331 TUNISON DR, DEVONSHIRE SEC 1), 06-020.00-197 (3328 TUNISON DR, DEVONSHIRE SEC 1), 0602000229 (15 A AUSTIN RD, CHAPELCROFT), 06-020.00-245 (3319 SHIPLEY RD, CHAPELCROFT), 06-021.00-024 (26 A AUSTIN RD, CHAPELCROFT), 06-021.00-033 (2818 GRUBB RD, JESTER PARK), 06-021.00-035 (5 OLD POST CT, COUNTRY GATES), 06-022.00-081 (2122 WEATHERTON DR, BRANDYWOOD SEC 3), 06-022.00-126 (2132 A BRANDYWOOD DR, BRANDYWOOD SEC 3), 06-024.00-152 (2102 WREXHAM RD, NORTHCREST), 06-030.00-004 (3427 N ROCKFIELD DR, DEVONSHIRE SEC 1), 06-031.00-315 (0 BARLOW RD, JESTER PARK), 06-031.00-334 (2818 GRUBB RD, JESTER PARK), 06-032.00-168 (0 MAJESTIC DR, BRANDYWOOD SEC 1), 06-032.00-242 (2302 LIGHTHOUSE LN, BEACON HILL, 06-032.00-281 (2302 LIGHTHOUSE LN, BRANDYWOOD SEC 1), 06-032.00-306 (0 MAJESTIC DR, BRANDYWOOD SEC 1), 06-033.00-042 (2402 PENNINGTON DR, BRANDYWOOD SEC 1), 06-033.00-138 (0 PATWYNN RD, WYNNWOOD), 06-033.00-238 (2328 JAMAICA DR, KINGSRIDGE), 06-033.00-239 (2237 PATWYNN RD, WYNNWOOD), 06-033.00-240 (2246 INWOOD RD, LANCASHIRE), 06-041.00-184 (7 A PIERSON CT, PIERSON FARM), 06-041.00-209 (0 OFF PIERSON DR, PIERSON FARM), 06-042.00-016 (2695 E LANDSDOWNE DR, CARDIFF), 06-042.00-080 (2490 LANDON DR, CHALFONTE SEC 1), 06-043.00-202 (2011 LONGCOME DR, GRAYLYN CREST SEC 3), 06-043.00-202 (2011 LONGCOME DR, GRAYLYN CREST SEC 3), 06-045.00-022 (2211 A JAMAICA DR, HOLIDAY HILLS SEC 2), 06-052.00-183 (2506 N LORI LN, TARLETON), 06-052.00-217 (2433 SHIPLEY RD, TARLETON), 06-053.00-018 (2501 N LORI LN, WOODBINE), 06-053.00-105 (3000 SILVERSIDE RD, BONSALL SUBD), 06-055.00-174 (2099 WESTMINSTER DR, GRAYLYN CREST SEC 3), 06-064.00-033 (501 WHITBY DR), 06-065.00-227 (306 GOODLEY RD, MCDANIEL CREST), 06-065.00-259 (2429 SHELLPOT DR, MCDANIEL CREST), 06-065.00-312 (3199 DELWYNN DR, SURREY PARK), 06-067.00-237 (1212 WINDON DR, CHATHAM), 06-067.00-257 (1212 WINDON DR, GRAYLYN CREST SEC 2), 06-075.00-007 (1000 MT LEBANON RD), 06-076.00-160 (0 BLACK GATES RD), 06-077.00-274 (0 OFF CONCORD PIKE, FIRST UNITARIAN CHURCH), 06-079.00-010 (3324 COACHMAN RD, SURREY PARK), 06-080.00-108 (1910 GRAYWELL RD, GRAYLYN CREST SEC 4), 06-080.00-190 (1110 CRESTOVER RD, GRAYLYN CREST SEC 2), 06-088.00-018 (52 KERFOOT FARM RD, WOODBROOK SEC 3), 0608900011 (201 SHARPLEY RD, SHARPLEY SEC I), 06-090.00-052 (150 FAIRFAX BLVD, FAIRFAX), 06-090.00-571 (1108 PARKSIDE DR, OAK LANE MANOR), 06-091.00-154 (815 WILSON RD, NEW CASTLE COUNTY TALLEY DAY PARK), 06-099.00-002 (96 COUNTRY CLUB DR, WOODBROOK), 06-100.00-093 (15 A YORK RD, DEERHURST), 06-101.00-270 (1802 FAIRFAX BLVD, FAIRFAX), AND 06-128.00-151 (123 ROCKLAND CIR, ALAPOCAS II); CHRISTIANA HUNDRED: 07-022.00-031 (807 MT CUBA RD, TASH SUBD), 07-027.00-004 (3809 ARDLEIGH DR, GREENVILLE MANOR), 07-028.00-102 (49 STONEWOLD WAY, STONEWOLD), 07-030.30-085 (0 KENNETT PIKE, WESTOVER HILLS), 07-034.20-159 (2301 CENTERVILLE RD, TYBROOK), 07-034.20-315 (2512 TURNSTONE DR, BROOKMEADE SEC 1), 07-035.10-036 (2001 FAULKLAND RD, WOODLAND PARK), 07-035.30-198 (1604 A MONTGOMERY RD, WILLOW RUN), 07-035.30-324 (1607 MONTGOMERY RD, WILLOW RUN), 07-035.30-339 (1201 E WILLOW RUN DR, WILLOW RUN), 07-035.40-157 (15 JEFFERSON AVE, WILLOW RUN SEC 2), 07-035.40-158 (1020 MONTGOMERY RD, OAK HILL), 07-035.40-275 (1315 CLIFFORD RD, OAK HILL), AND 07-035.40-284 (1320 CLIFFORD RD, OAK HILL); MILL CREEK HUNDRED: 08-032.20-258,

(2825 NEWPORT GAP PIKE, BRANDYWINE SPRINGS MNR)
Prime Sponsor(s): Ms. Durham

°25-152: REVISE ZONING MAP: ST. GEORGES HUNDRED, NORTH SIDE CHURCHTOWN ROAD, 2,091 FEET WEST OF BACK CREEK DRIVE; REZONE TAX PARCEL 13-011.00-162 AND PORTION OF TAX PARCEL 13-011.00-033 FROM SUBURBAN (S) TO SUBURBAN (S) AND HISTORIC OVERLAY ZONE (H).
(The purpose of this Rezoning is to rezone 4.48 acres of tax parcel 13-011.00-162 and 0.52 acres of tax parcel 13-011.00-033 from suburban (S) to Suburban (S) and Historic Overlay Zone (H). App. 2021- 0287-S/Z.)
Prime Sponsor(s): Mr. Carter

SUBSTITUTE NO. 2 TO °25-101: (STATUS: TABLED) TO AMEND NEW CASTLE COUNTY CODE CHAPTER 40 (“UNIFIED DEVELOPMENT CODE”), ARTICLE 3 (“USE REGULATIONS”) AND ARTICLE 33 (“DEFINITIONS”) TO ESTABLISH STANDARDS FOR THE REVIEW, SITING, AND OPERATIONS OF DATA CENTERS
Prime Sponsor(s): Mr. Carter
Co-sponsor(s): Mr. Caneco, Ms. Durham, Mr. Cartier, Mr. Tackett

J. Introduction/Consideration of Emergency Ordinances

K. Public Comment/Other

L. Motion to Adjourn

AGENDA POSTED: December 2, 2025

*The agenda is posted (7) seven days in advance of the scheduled meeting in compliance with 29 *Del. C.* Section 10004(e)(2). The meeting may go into Executive Session to address issues that arise at the time of the meeting.

**Under Title 29, Section 10006A of *Delaware Code*, New Castle County Council is holding this meeting as a telephone and video conference, utilizing zoom Webinar. In addition, this meeting is open to the public in Council Chambers (800 N. French Street, Wilmington, DE 19801). The link to join the meeting via computer, smart device, or smart phone is : https://zoom.us/j/377322142 You may also call into the meeting (audio) using the following call in numbers: 1-312-626-6799 or +1-646-558-8656 or +1-346-248-7799 or +1-669-900-9128 or +1-253-215-8782 or +1-301-715-8592. Then enter the Webinar ID: 377 322 142. If you do not have a good connection with one, please try the others. Additional information regarding phone functionality during the meeting is available at: https://support.zoom.us/hc/en-us/articles/360029527911-Live-Training-Webinars

Meeting materials, including a meeting agenda, legislation to be addressed during the meeting, and other materials related to the meeting are electronically accessible at https://www.nccde.org/2351/Agendas-and-Minutes Members of the public joining the meeting may be provided an opportunity to make comments in real time. A comment period will be administered by a moderator to ensure everyone may have an opportunity to comment.

If permitted to comment, you will not be able to speak until called upon by the moderator. For those appearing virtually, there are functions in the program that allow you to do this. Please see the link in the previous paragraph.

Prime Sponsor(s): Mr. Tackett
Requested by: Land Use Department
Date of introduction: December 9, 2025

ORDINANCE NO. 25-159

COUNTY INITIATED REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 11 REGARDING THE FOLLOWING TAX PARCELS: NEW CASTLE HUNDRED: 09-041.10-303 (42 Charles Ct, River Walk), 10-043.20-155 (0 Canary Dr, Raven Glen at Wellin), 10-043.20-156 (0 Canary Dr, Raven Glen at Wellin) **PENCADER HUNDRED:** 09-040.10-015 (8 Woodland Run Dr, Woodland Run), 11-015.00-011 (624 Salem Church Rd, Millers Post), 11-015.10-045 (295 E Flagstone Dr, Gray Acres), 11-019.00-013 (0 Salem Church Rd,), 11-019.00-055 (0 Salem Church Rd, Olenderski Subd), 11-019.30-169 (0 Becks Woods Dr, Village Of Becks Pond), 11-019.40-047 (28 Bradley Dr, Becks Landing), 11-022.00-014 (2199 Pulaski Hwy, Glasgow Regional Park), 11-027.00-027 (219 A Forrestal Dr, New Castle County), 11-031.00-004 (54 Stardust Dr, Melody Meadows II), 11-031.00-216 (54 Stardust Dr, Melody Meadows II), 11-032.00-001 (210 Benjamin Blvd,), 11-032.00-259 (209 Benjamin Blvd, New Castle County), 11-033.00-276 (6 Mabel Ln, Caravel Academy), 11-038.00-247 (0 Off Clifton Dr, Hickory Woods Sec 4), 11-042.20-147 (13 Viscaya Ct, Mansion Farm Ph 1) **WHITE CLAY CREEK HUNDRED:** 09-029.10-380 (0 Regal Ct, Sherwood Forest Sc 2), 09-029.10-475 (14 Spectrum Dr, Elmwood Sec 1), 09-034.00-015 (0 Off Old Baltimore Pike, Woodshade Sec 1), 09-034.00-042 (99 Woodshade Dr, Woodshade Sec 2), 09-034.20-058 (8 Screven Pl, Varlano), 09-040.10-015 (8 Woodland Run Dr, Woodland Run), 09-040.40-020 (115 Creekside Ct, Country Creek), 09-041.10-277 (48 Birchgrove Rd, Christina Hollow), 09-041.10-303 (42 Charles Ct, River Walk), 11-015.00-011 (624 Salem Church Rd, Millers Post)

WHEREAS, County Council adopted Substitute No. 2 to Ordinance No. 22-024 as amended by Floor Amendment No. 1 (“New Castle County Comprehensive Plan” or “the Plan”), on July 26, 2022, and the County Executive approved the Ordinance on August 4, 2022; and

WHEREAS, the Future Land Use Element and Map Series of the New Castle County Comprehensive Plan designates proposed future general distribution, location and extent of the uses of land consistent with goals, policies and measurable objectives enumerated in the Plan; and

WHEREAS, Strategy 1.1.6 of the 2022 New Castle County Comprehensive Plan reiterates that the County should consider the addition of a preservation zoning category, and defines “Protected Open Space” as privately or publicly held land that has been protected from future development; and

WHEREAS, the New Castle County Comprehensive Plan guides and encourages preservation efforts to best protect important ecological habitats; and

WHEREAS, this County-initiated rezoning is intended to guide and control future growth consistent with the spirit and intent of the Comprehensive Development Plan as provided by State law; and

WHEREAS, County Council has determined that the amendments to the zoning map substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Zoning Maps of New Castle Hundred, Pencader Hundred, and White Clay Creek Hundred are hereby amended by changing the zoning classification of the land shown on attached Exhibit "A", Maps 1-10 dated November 18, 2025, as set forth therein.

Section 2. This Ordinance shall become effective immediately upon passage by New Castle County Council and approval of the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

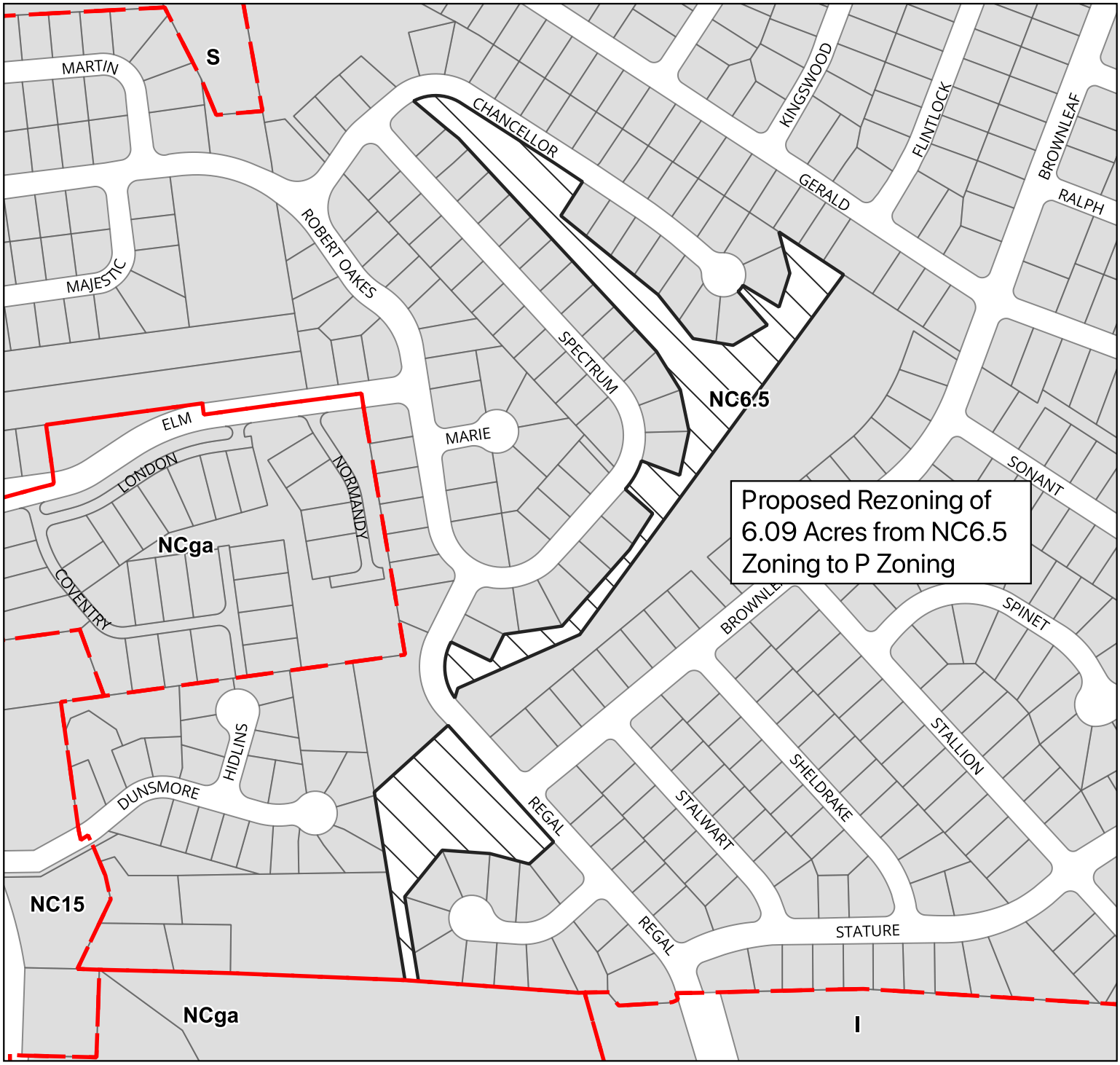
SYNOPSIS: Same as title.

FISCAL IMPACT: None

PROPERTY MAP

EXHIBIT A MAP 1
ZONING ORDINANCE AS INTRODUCED
APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-029.10-380, 09-029.10-475

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)



HUNDRED: WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:3826
Prepared by: Matthew Rogers

Date: 11/18/2025

N

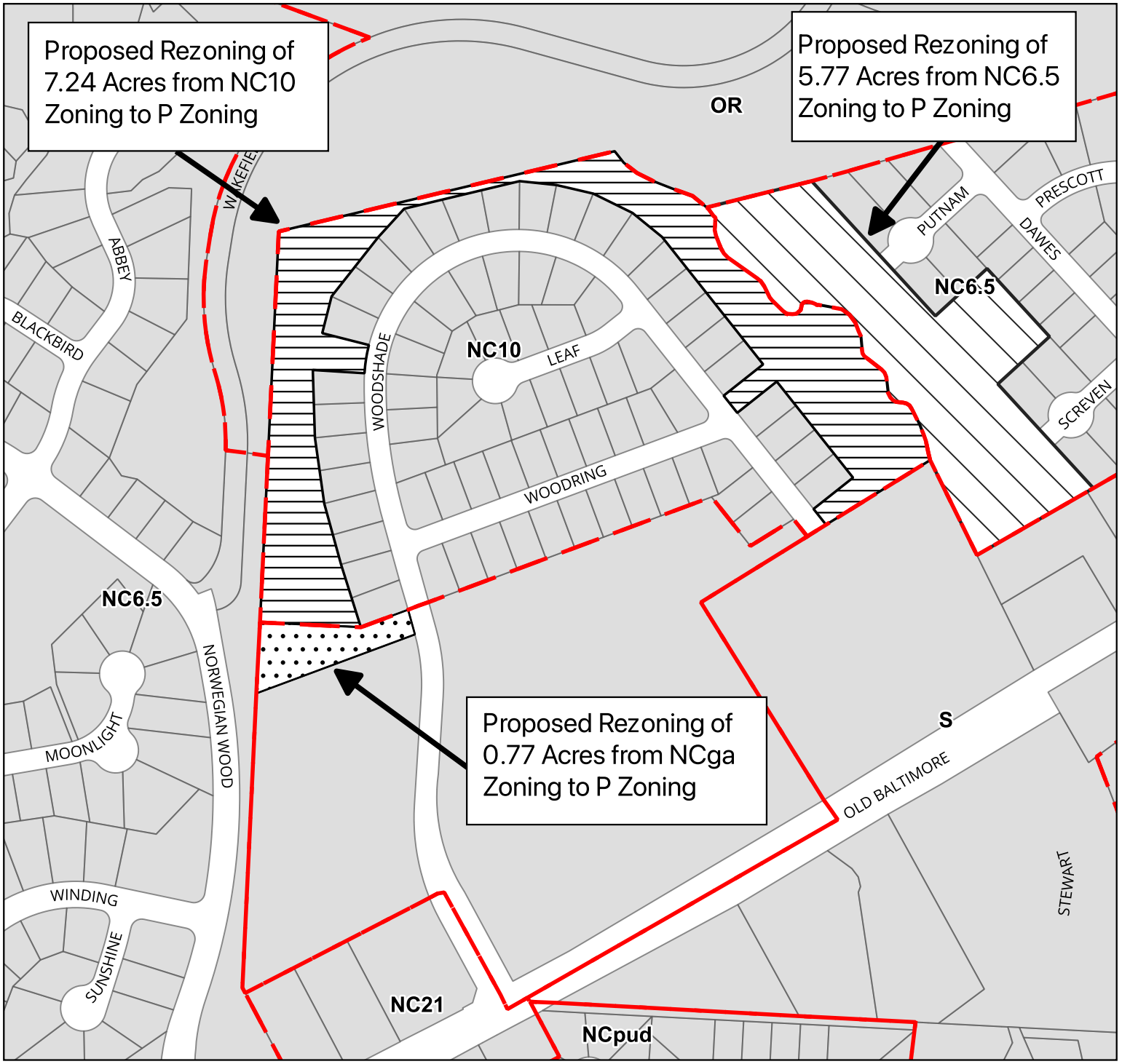
PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

PROPERTY MAP

EXHIBIT A MAP 2
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NCga NC6.5, & NC10) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-034.00-015, 09-034.00-042, 09-034.20-058



HUNDRED: WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:3826
Prepared by: Matthew Rogers

Date: 11/18/2025

PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

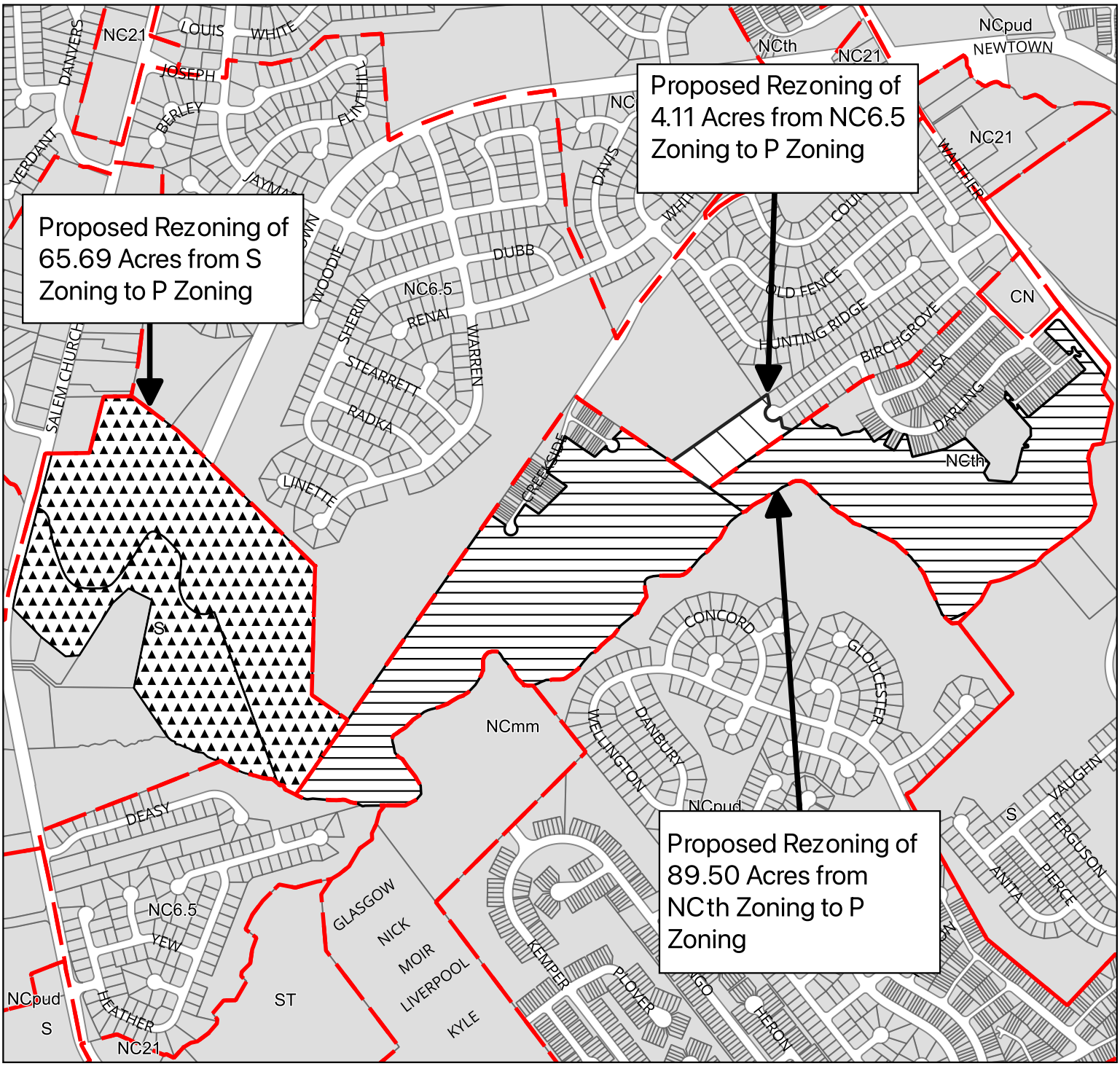
NC10 to P
NCga to P
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 3
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5 & NCth) AND SUBURBAN (S) to PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-040.40-020, 09-041.10-277, 09-041.10-303, 11-015.00-011



HUNDRED: PENCADER HUNDRED, NEW CASTLE HUNDRED, AND WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:10653
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

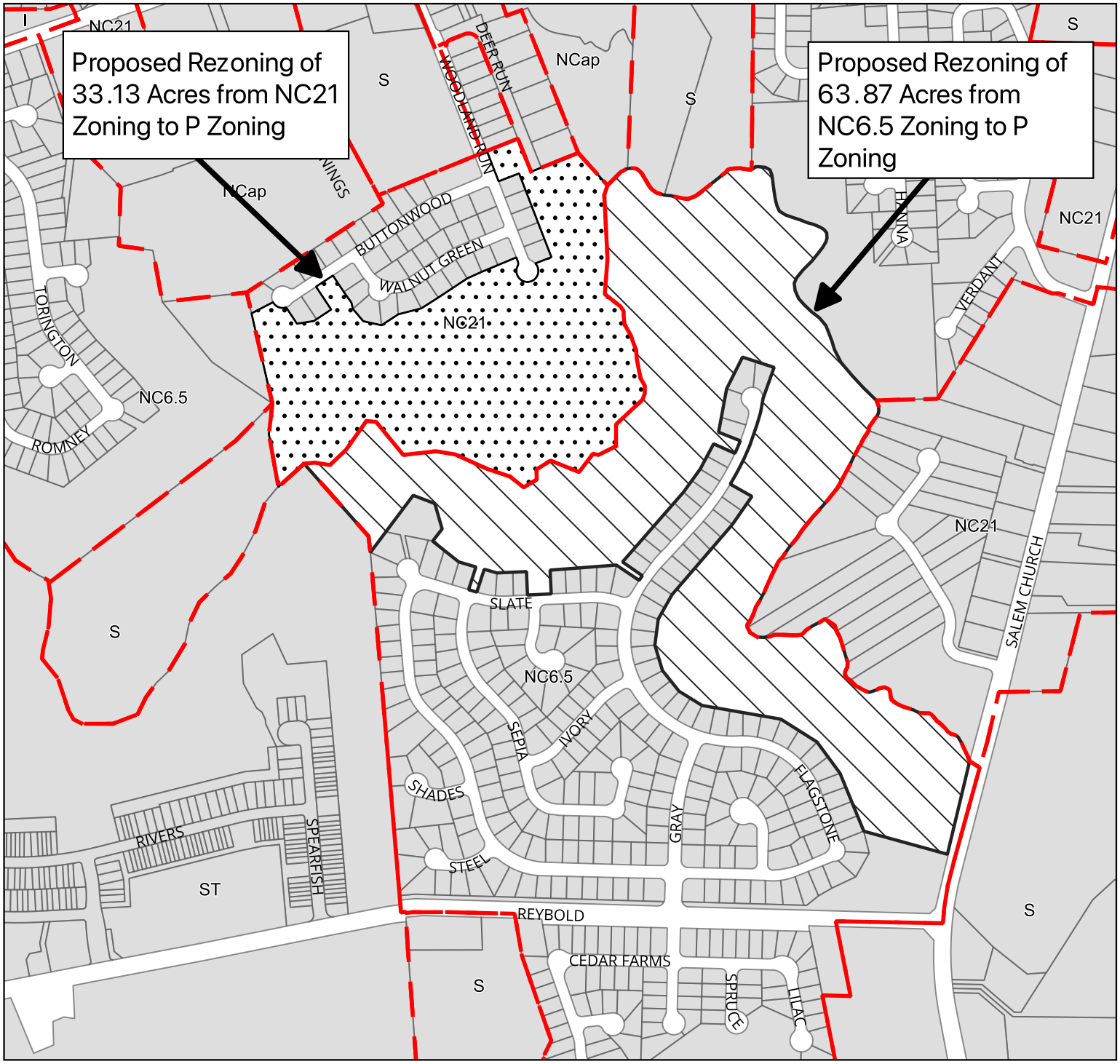
NC6.5 to P
NCth to P
S to P

PROPERTY MAP

EXHIBIT A MAP 4
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5 & NC21) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-040.10-015, 11-015.10-045



HUNDRED: PENCADER HUNDRED &
WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:7653
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

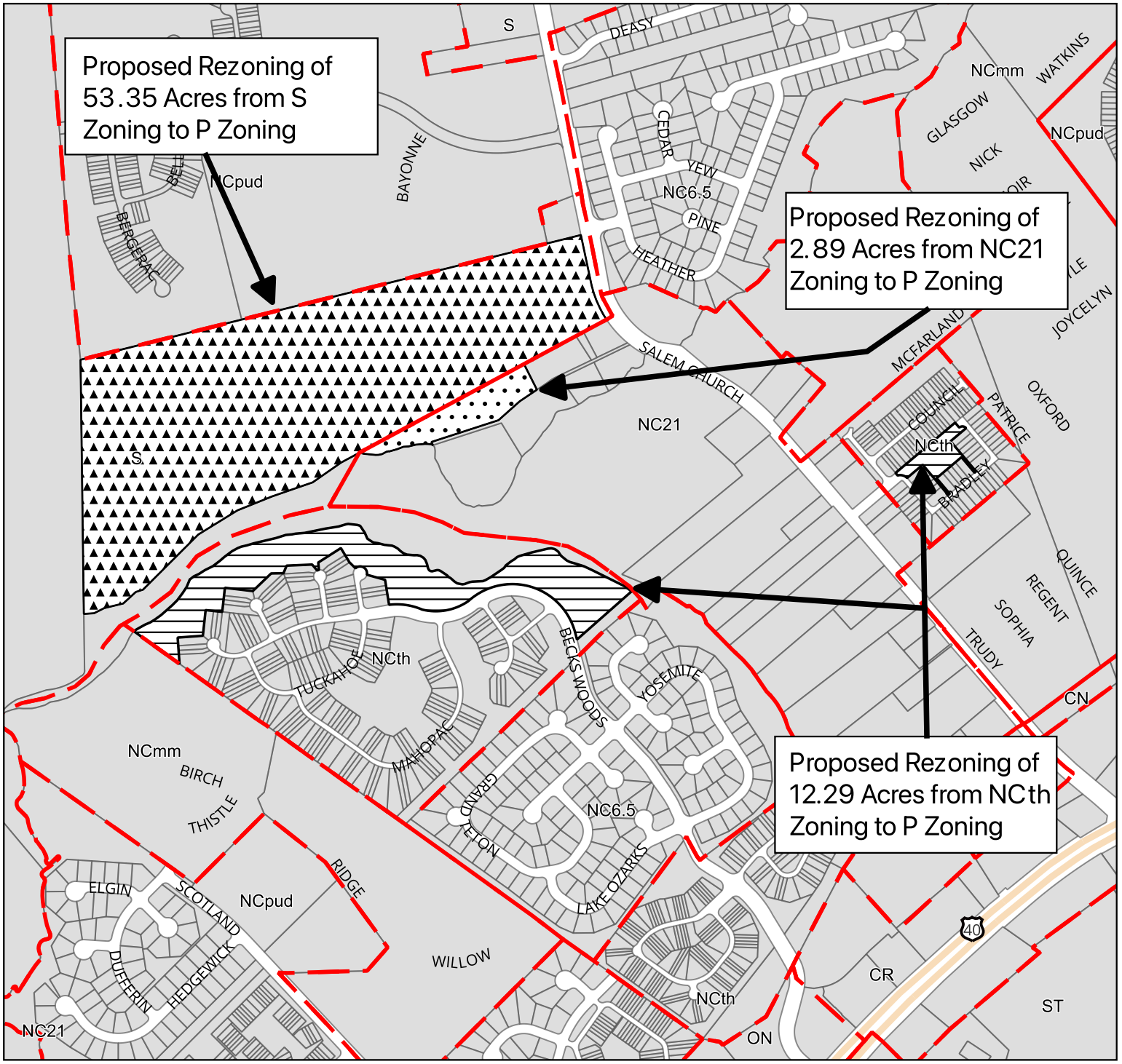
NC21 to P
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 5
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NCth & NC21) & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 11-019.00-013, 11-019.00-055, 11-019.30-169, 11-019.40-047



HUNDRED: PENCADER HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:8653
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

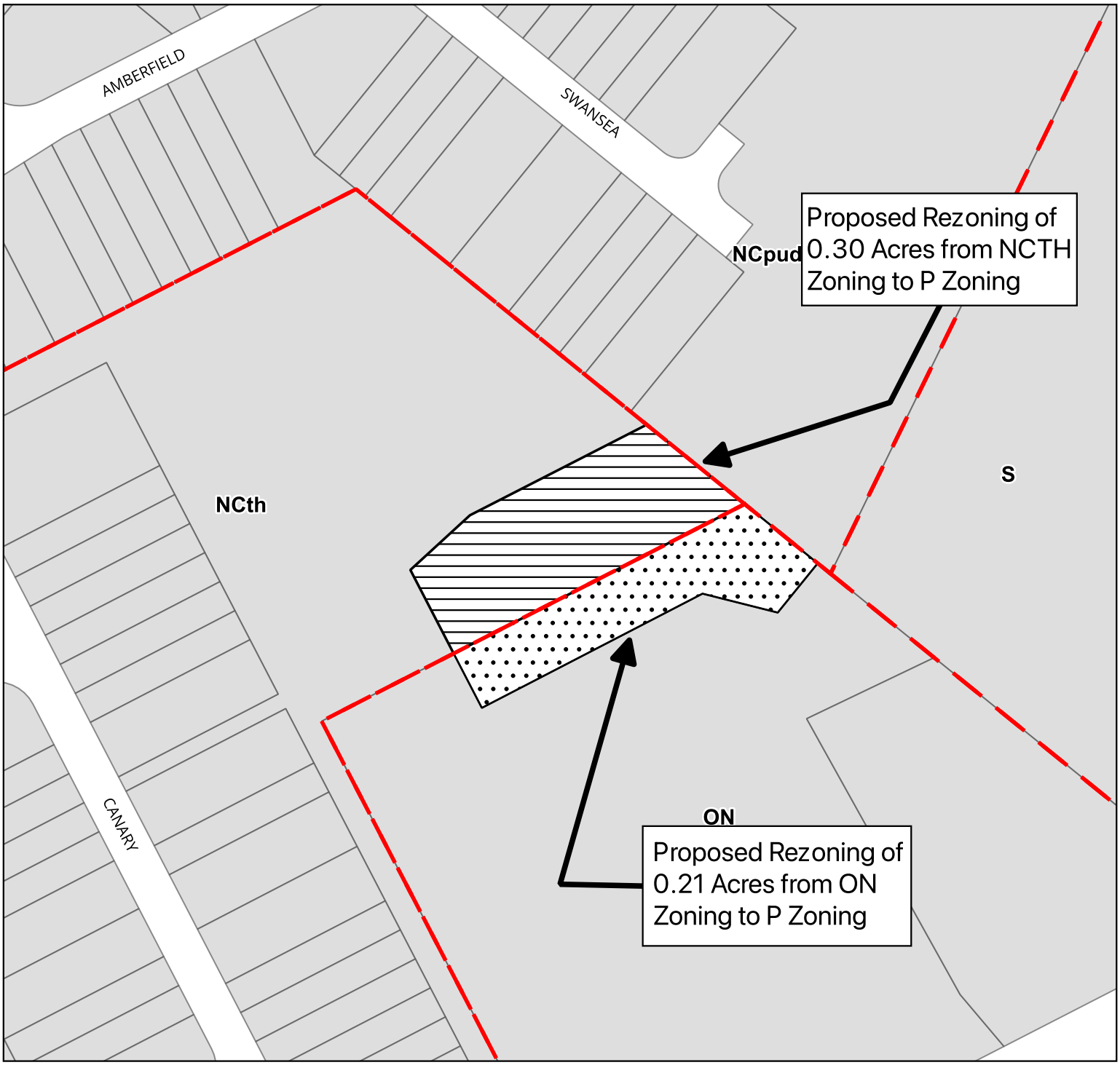
NC21 to P
NCth to P
S to P

PROPERTY MAP

EXHIBIT A MAP 6
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NCTH) & OFFICE NEIGHBORHOOD (ON) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 10-043.20-155, 10-043.20-156



HUNDRED: NEW CASTLE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:1026
Prepared by: Matthew Rogers

Date: 11/18/2025

N

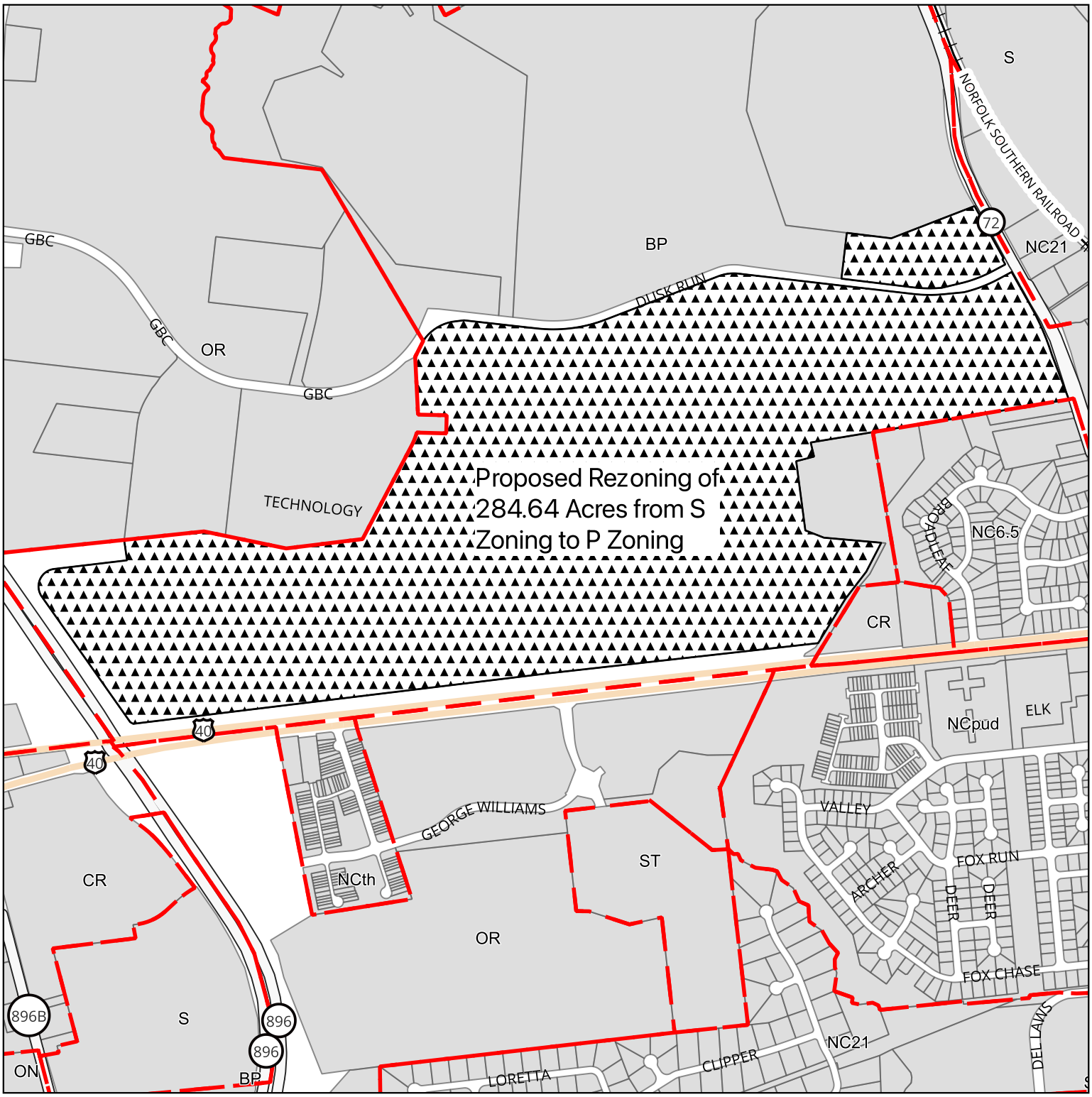
PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

PROPERTY MAP

EXHIBIT A MAP 7
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: SUBURBAN (S) TO
PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 11-022.00-014



HUNDRED: PENCADER HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:11653
Prepared by: Matthew Rogers

Date: 11/18/2025

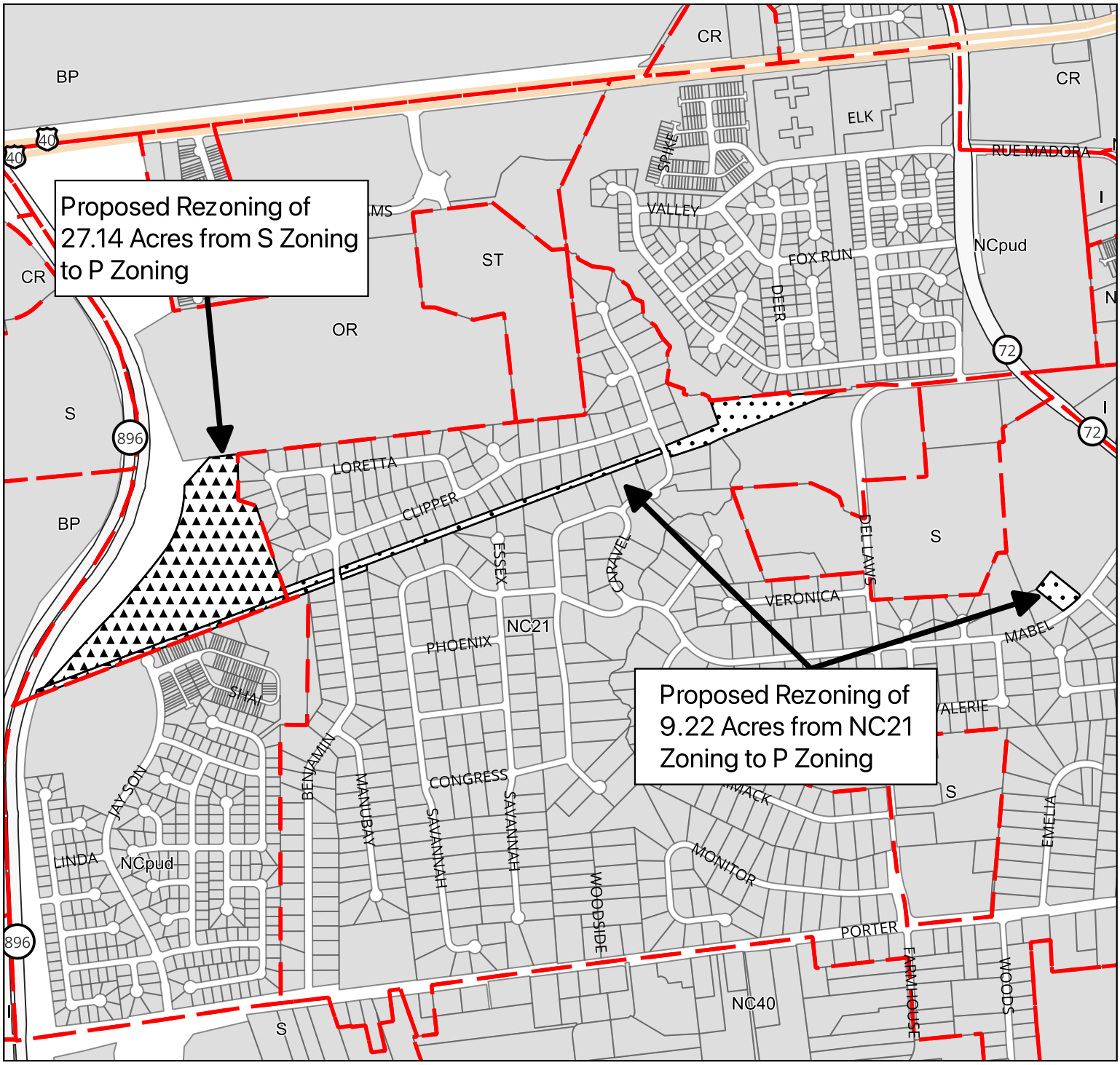
PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

PROPERTY MAP

EXHIBIT A MAP 8
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC21) & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 11-027.00-027, 11-032.00-001, 11-033.00-276, 11-032.00-259



HUNDRED: PENCADER HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:12653
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

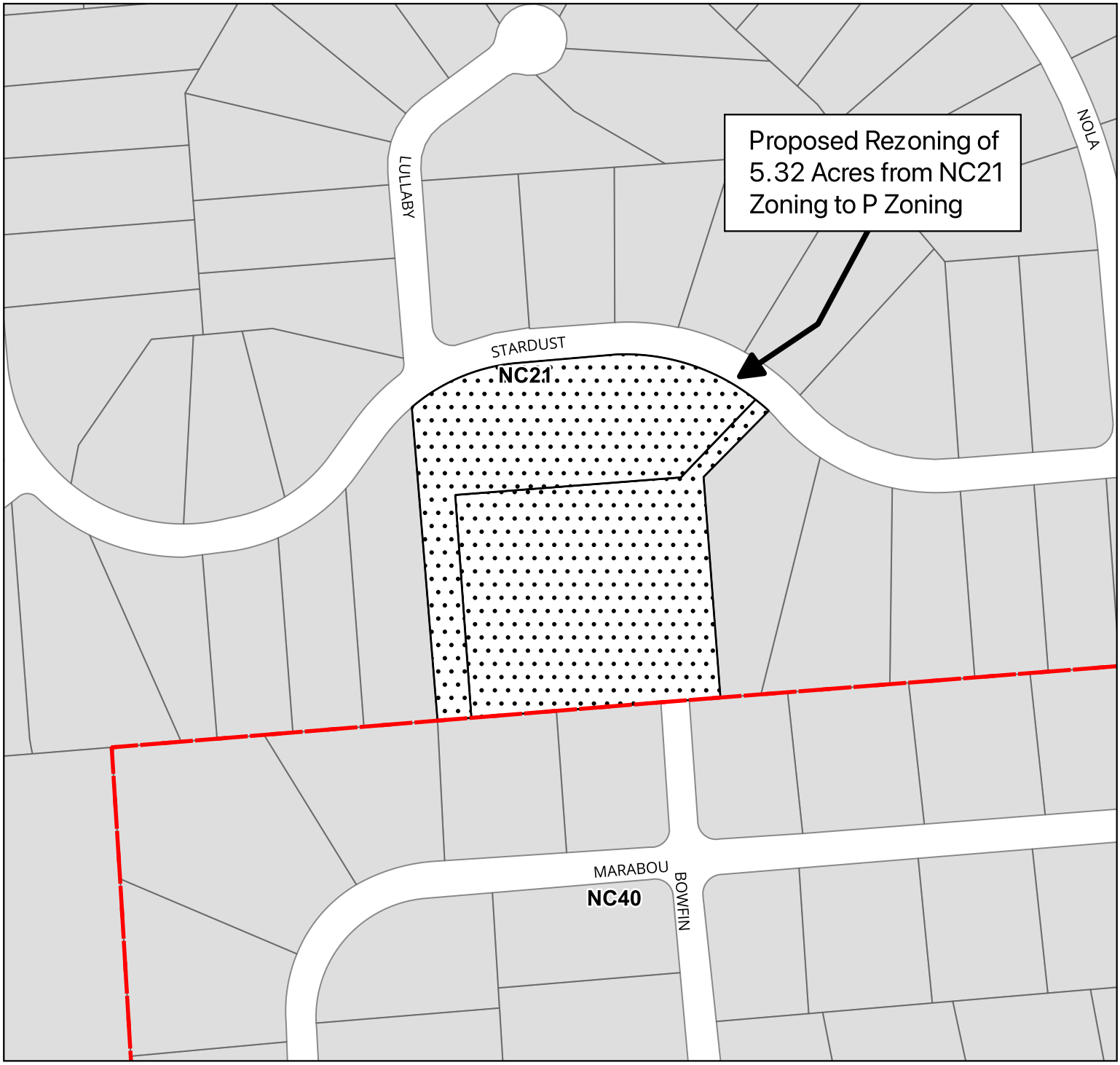
NC21 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 9
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC21) to PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 11-031.00-216, 11-031.00-004



HUNDRED: PENCADER HUNDRED
NEW CASTLE COUNTY, DELAWARE

N

PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

Scale: 1:2526
Prepared by: Matthew Rogers

Date: 11/18/2025

PROPERTY MAP

EXHIBIT A MAP 10
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5 & NC21) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 11-038.00-247, 11-042.20-147



HUNDRED: PENCADER HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:10653
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-159
Date Adopted by County Council:
Date Approved by County Executive:

NC21 to P
NC6.5 to P

Prime Sponsor(s): Ms. Kilpatrick
Requested by: Land Use Department
Date of introduction: December 9, 2025

ORDINANCE NO. 25-160

COUNTY INITIATED REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 3 REGARDING THE FOLLOWING TAX PARCELS: MILL CREEK HUNDRED: 08-007.00-042 (1023 Valley Rd, Hockessin Public Library), 08-007.00-049 (4338 Mill Creek Rd, Buck Subdivision), 08-007.40-124 (623 Yorklyn Rd, Hockessin Center), 08-008.30-100 (7259 Lancaster Pike, Hockessin Park), 08-008.30-102 (7259 Lancaster Pike, 17-41 Co Subdivision), 08-012.20-121 (513 Hemingway Dr, Hickory Hill), 08-013.20-046 (0 Deergrass Rd, Bon Ayre), 08-013.20-083 (32 Basil Ct., Brackenville Woods), 08-013.30-013 (4129 Mill Creek Rd Hickory Hill), 08-013.30-039 (4089 Mill Creek Rd, Gateway Farms Sec 2), 08-013.40-038 (47 Staten Dr, Stuyvesant Hills), 08-013.40-048 (27 Staten Dr, Stuyvesant Hills), 08-017.30-004 (3 Welwyn Rd, Hillstream), 08-019.10-074 (100 Ramunno Cir, Belle Terre), 08-012.00-041 (740 Evanson Rd), 08-012.30-001 (188 A Thompson Dr, Hockessin Valley Fal), 08-020.00-150 (0 Off Hobson Dr, West Riding), 08-020.30-032 (115 Westgate Dr, Westgate Farms), 08-013.30-074 (1800 Brackenville Rd), 08-024.10-121 (9 Jarrell Farms Dr, Jarrell Farms III), 08-025.00-008 (0 Mill Creek Rd), 08-025.00-011 (3850 Mill Creek Rd), 08-020.40-021 (104 Oldbury Dr, Westgate Farms), 08-020.40-028 (112 Alexis Ct, Canterbury Hills), 08-026.30-127 (200 Whitekirk Dr, Highland West), 08-026.30-176 (200 Whitekirk Dr), 08-036.20-001 (4901 Mermaid Blvd, Linden Heath), 08-037.30-015 (5134 New Kent Rd, Linden Hill Village), 08-042.10-236 (9 Ware Rd, Deacons Walk), 08-042.20-029 (9 Ware Rd, Preserve At Deacons Walk), 08-047.00-072 (170 Possum Hollow Rd, Tri State Bird Rescue), 08-042.40-255 (0 Upper Pike Creek Rd, Linden Way), 08-053.40-011 (16 St Regis Dr, Chapel Hill), 08-053.40-049 (21 St Regis Dr, Chapel Hill), 08-047.00-124 (0 Briggs Ln, Chanterelle)

WHEREAS, County Council adopted Substitute No. 2 to Ordinance No. 22-024 as amended by Floor Amendment No. 1 (“New Castle County Comprehensive Plan” or “the Plan”), on July 26, 2022, and the County Executive approved the Ordinance on August 4, 2022; and

WHEREAS, the Future Land Use Element and Map Series of the New Castle County Comprehensive Plan designates proposed future general distribution, location and extent of the uses of land consistent with goals, policies and measurable objectives enumerated in the Plan; and

WHEREAS, Strategy 1.1.6 of the 2022 New Castle County Comprehensive Plan reiterates that the County should consider the addition of a preservation zoning category, and defines “Protected Open Space” as privately or publicly held land that has been protected from future development; and

WHEREAS, the New Castle County Comprehensive Plan guides and encourages preservation efforts to best protect important ecological habitats; and

WHEREAS, this County-initiated rezoning is intended to guide and control future growth consistent with the spirit and intent of the Comprehensive Development Plan as provided by State law; and

WHEREAS, County Council has determined that the amendments to the zoning map substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Zoning Maps of Mill Creek Hundred are hereby amended by changing the zoning classification of the land shown on attached Exhibit “A”, Maps 1-10 dated November 18, 2025, as set forth therein.

Section 2. This Ordinance shall become effective immediately upon passage by New Castle County Council and approval of the County Executive, or as otherwise provided in 9 *Del*. *C*. § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

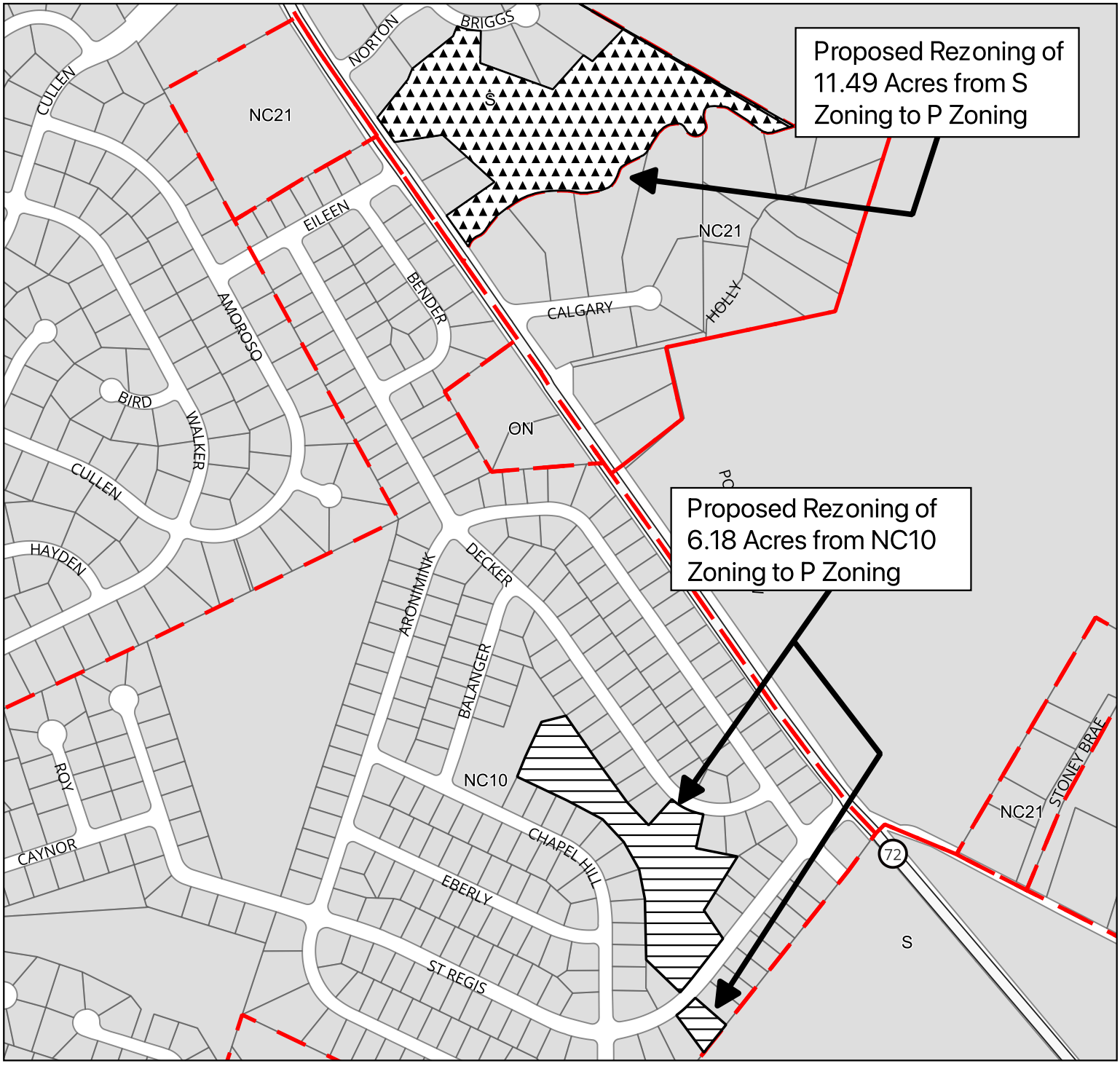
SYNOPSIS: Same as title.

FISCAL IMPACT: There is no discernible fiscal impact with the adoption of this resolution.

PROPERTY MAP

EXHIBIT A MAP 1
ZONING ORDINANCE AS INTRODUCED
APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-047.00-072,
08-047.00-124, 08-053.40-011, 08-053.40-049

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC10) AND SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:6203
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-160
Date Adopted by County Council:
Date Approved by County Executive:

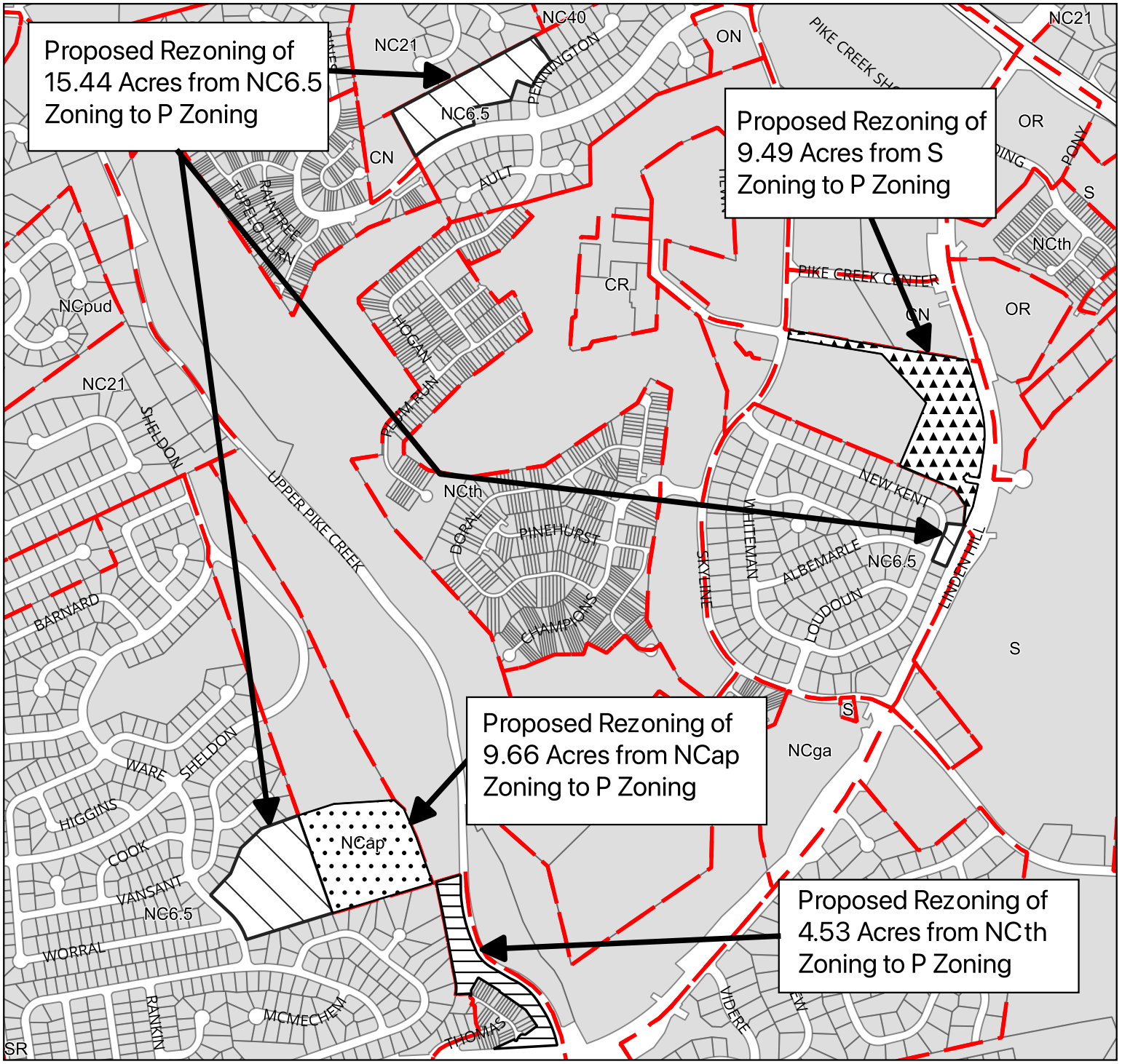
NC10 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 2
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NCth NCap, & NC6.5), AND SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-036.20-001, 08-037.30-015, 08-042.10-236, 08-042.20-029, 08-042.40-255



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:10763
Prepared by: Matthew Rogers

Date: 11/18/2025

PERMANENT ORDINANCE NO. 25- 160
Date Adopted by County Council:
Date Approved by County Executive:

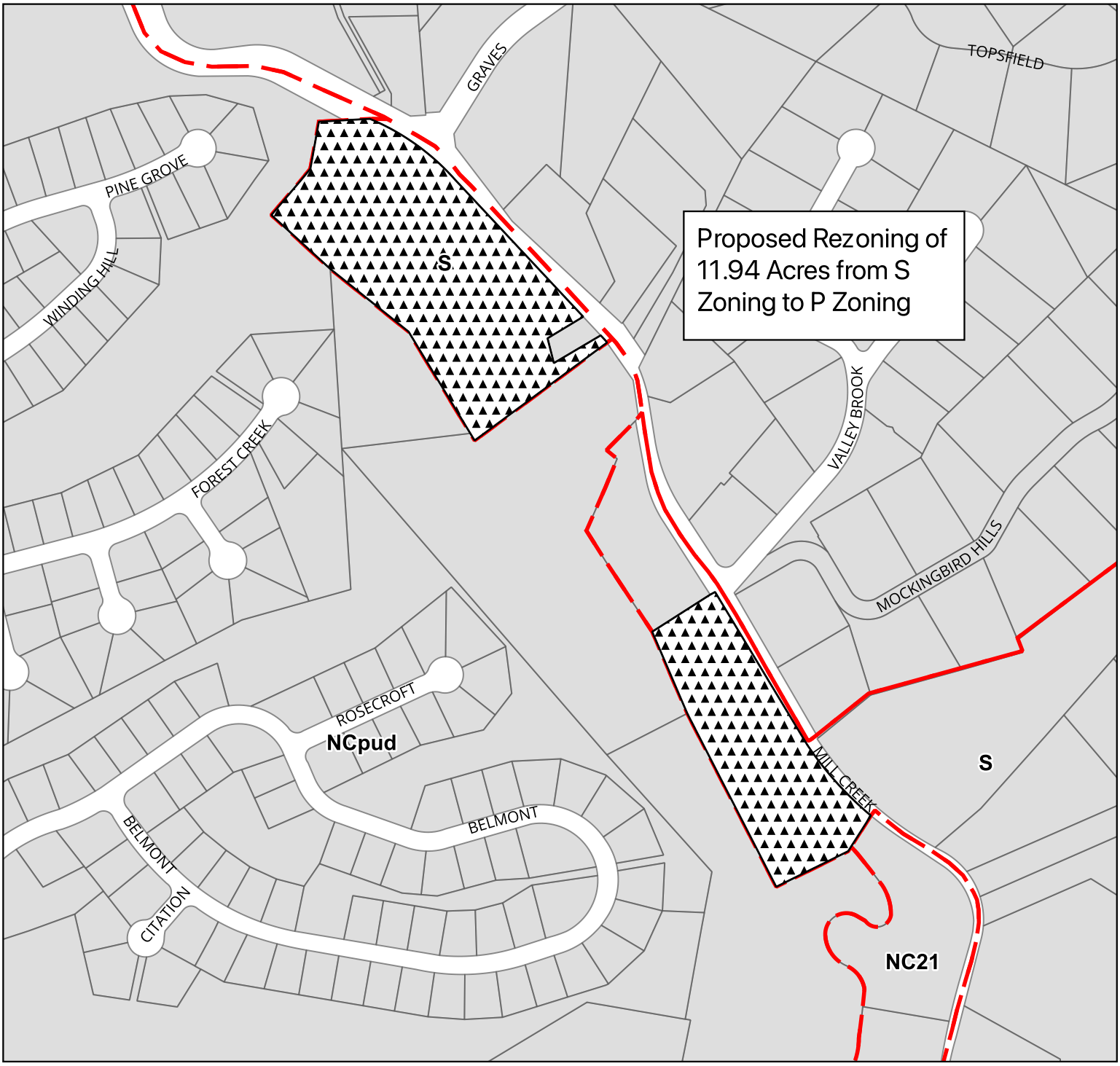
NC6.5 to P
NCth to P
S to P
NCap to P

PROPERTY MAP

EXHIBIT A MAP 3
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: SUBURBAN (S) to
PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-025.00-008,
08-025.00-011



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:4469
Prepared by: Matthew Rogers

Date: 11/18/2025

N

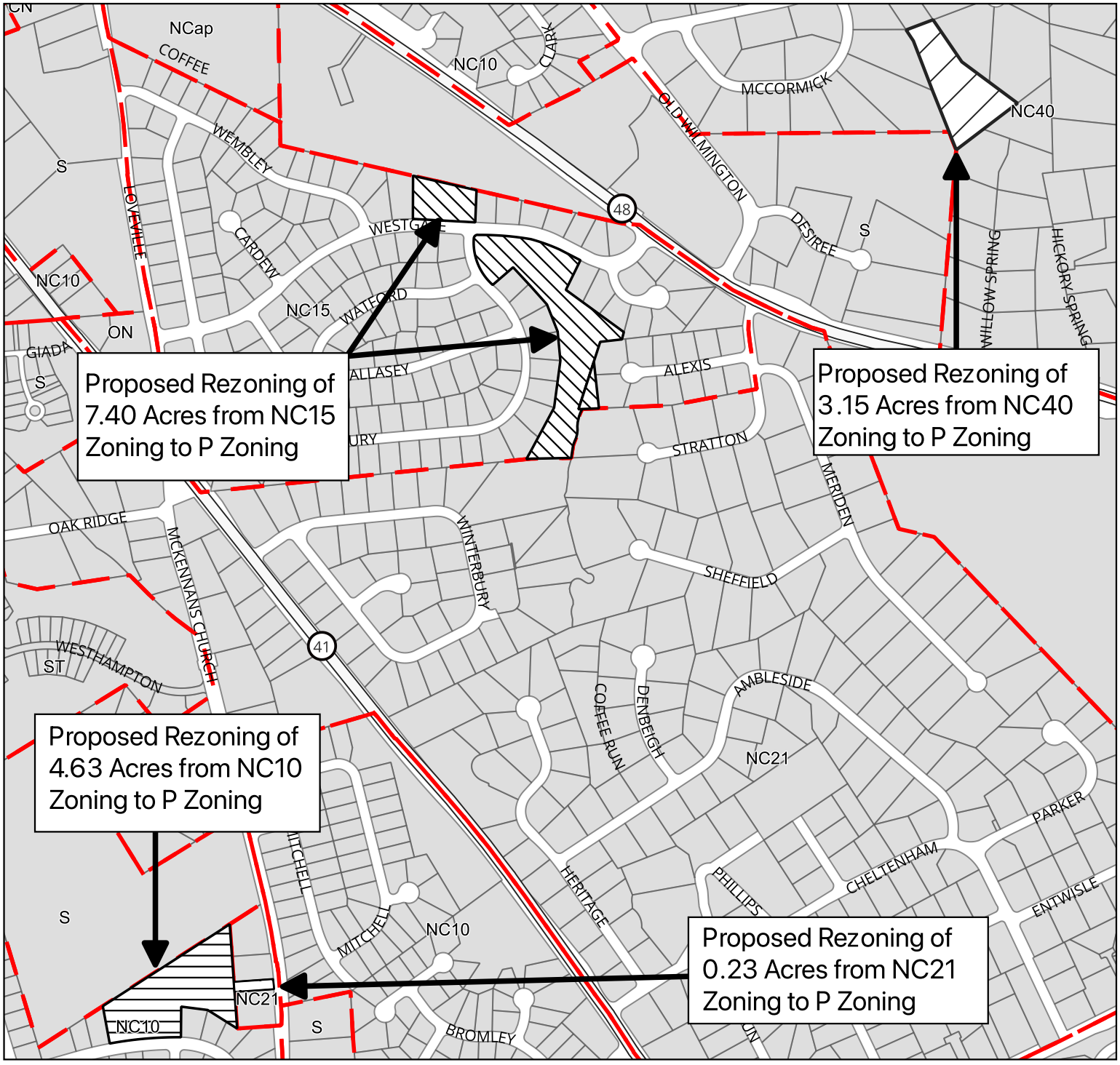
PERMANENT ORDINANCE NO. 25-160
Date Adopted by County Council:
Date Approved by County Executive:

PROPERTY MAP

EXHIBIT A MAP 4
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC10, NC15, NC21 & NC40) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-020.00-150, 08-020.30-032, 08-020.40-021, 08-020.40-028, 08-026.30-127, 08-026.30-176



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:8234
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-160
Date Adopted by County Council:
Date Approved by County Executive:

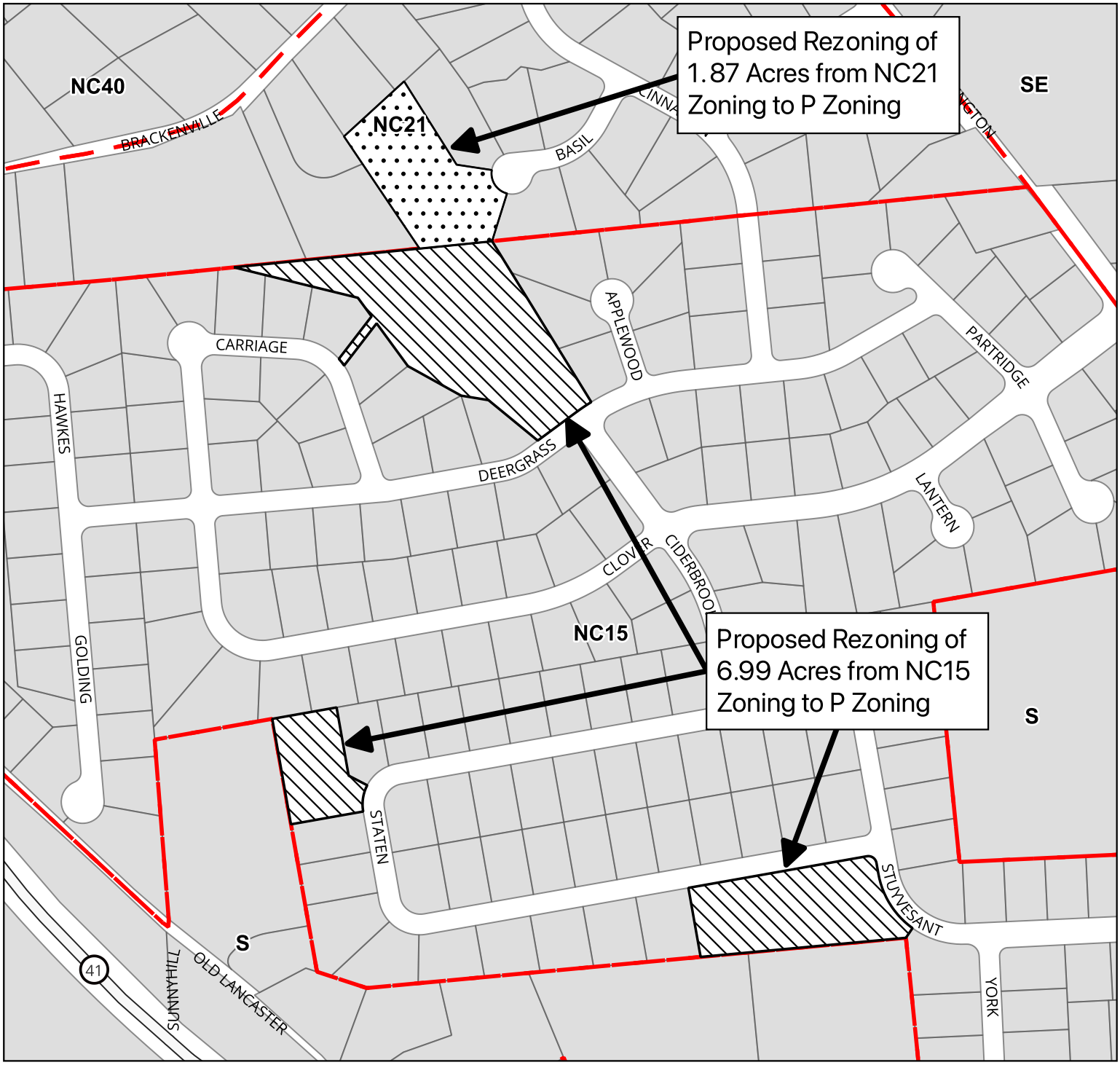
NC10 to P
NC21 to P
NC15 to P
NC40 to P

PROPERTY MAP

EXHIBIT A MAP 5
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC15 & NC21) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-013.20-046, 08-013.20-083, 08-013.40-038, 08-013.40-048



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:4072
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-160
Date Adopted by County Council:
Date Approved by County Executive:

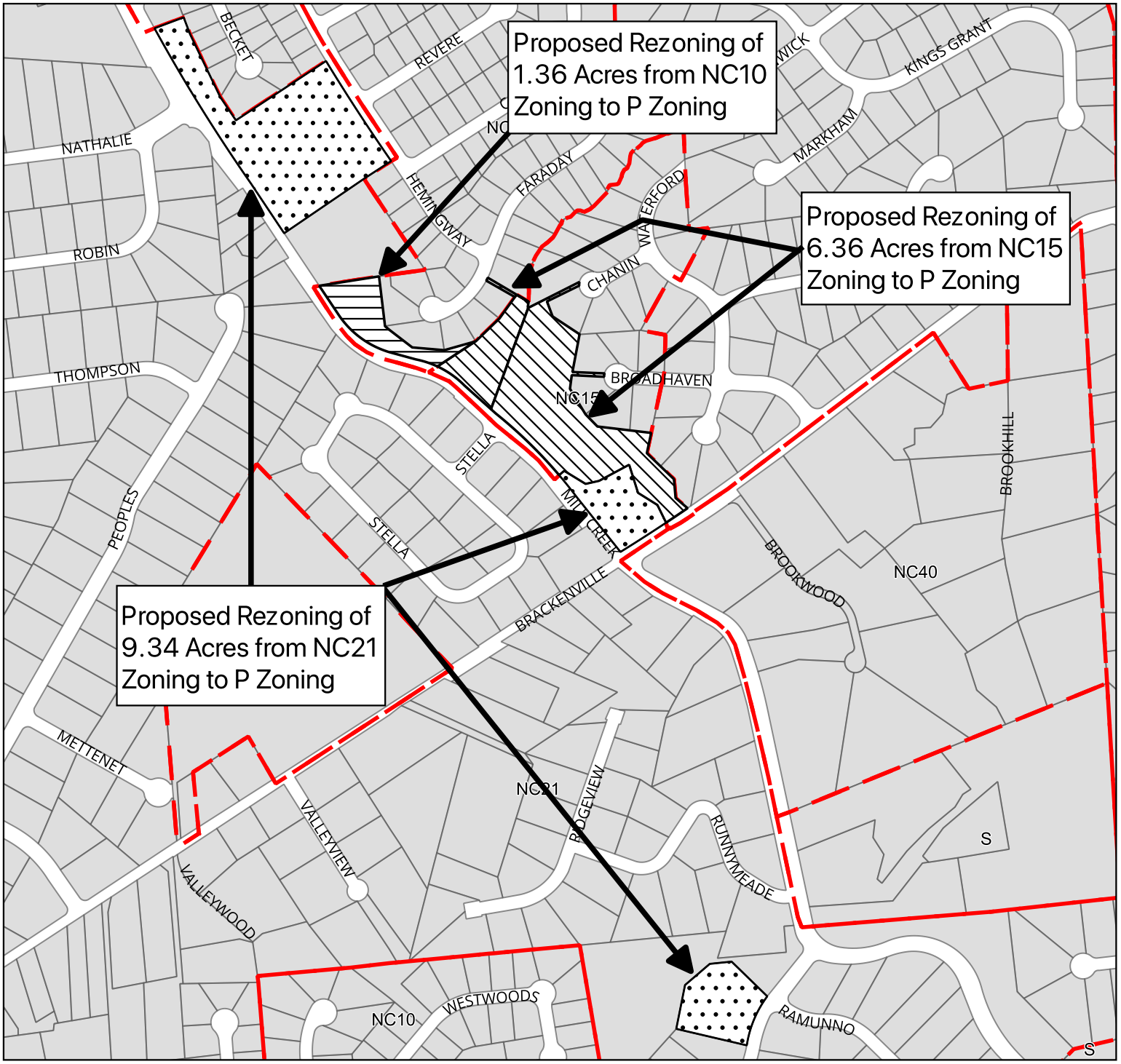
NC15 to P
NC21 to P

PROPERTY MAP

EXHIBIT A MAP 6
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC10, NC15, & NC21) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-012.20-121, 08-013.30-013, 08-013.30-039, 08-013.30-074



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:6409
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-160
Date Adopted by County Council:
Date Approved by County Executive:

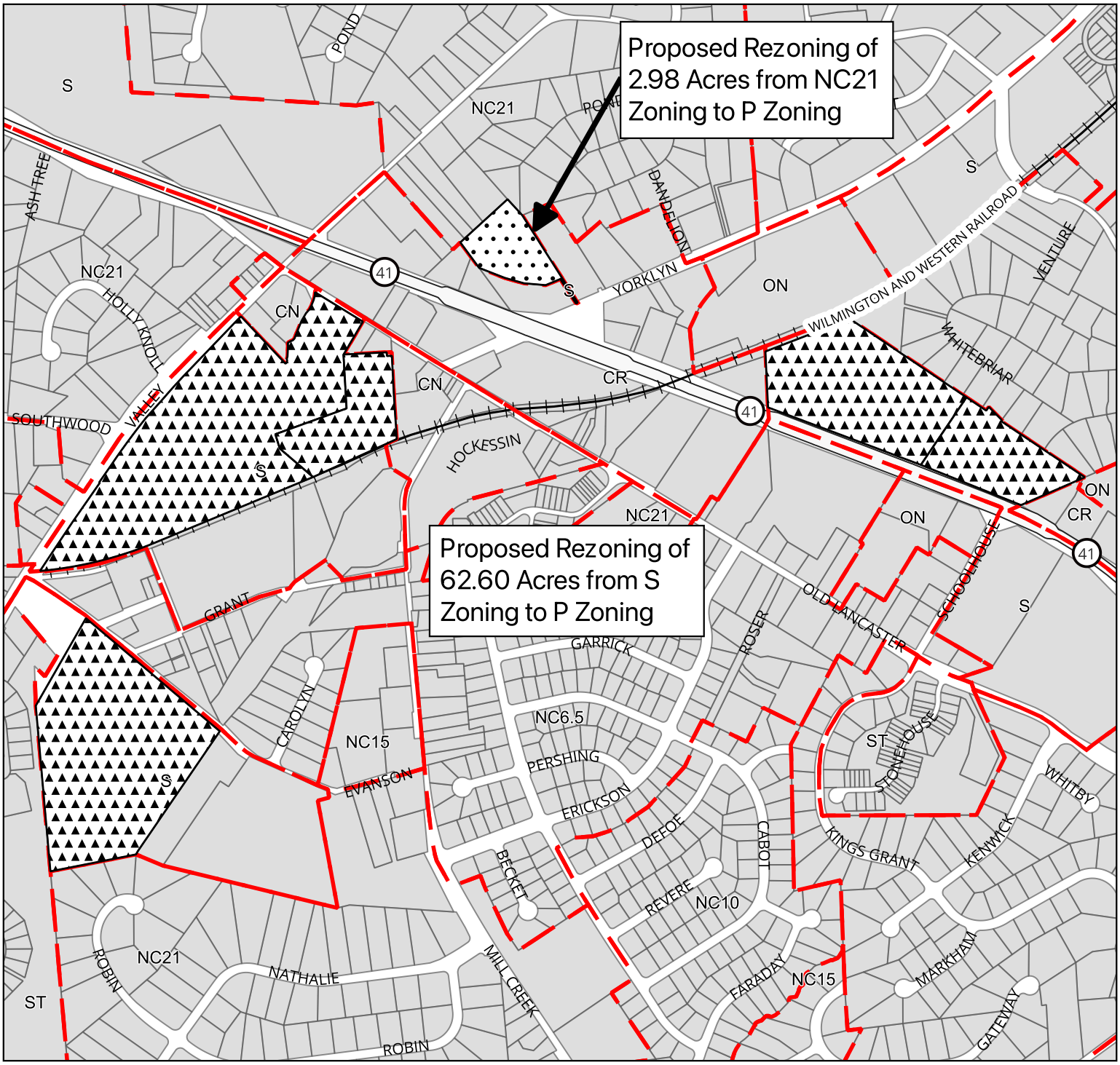
NC10 to P
NC21 to P
NC15 to P

PROPERTY MAP

EXHIBIT A MAP 7
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC21), & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-007.00-042, 08-007.00-049, 08-007.40-124, 08-008.30-100, 08-008.30-102, 08-012.00-041



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:8827
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-160
Date Adopted by County Council:
Date Approved by County Executive:

NC21 to P

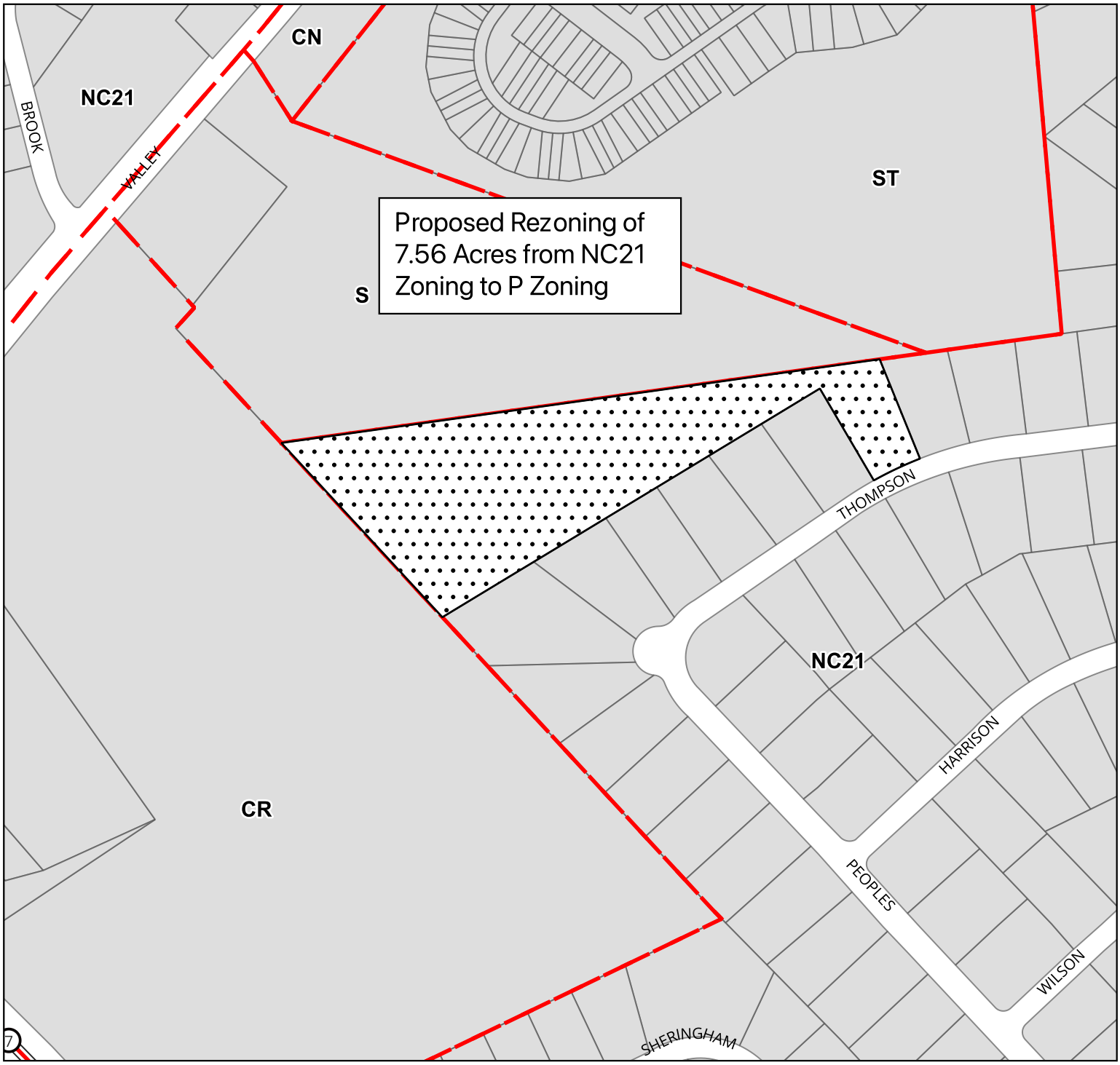
S to P

PROPERTY MAP

EXHIBIT A MAP 8
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC21) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-012.30-001



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:3810
Prepared by: Matthew Rogers

Date: 11/18/2025

N

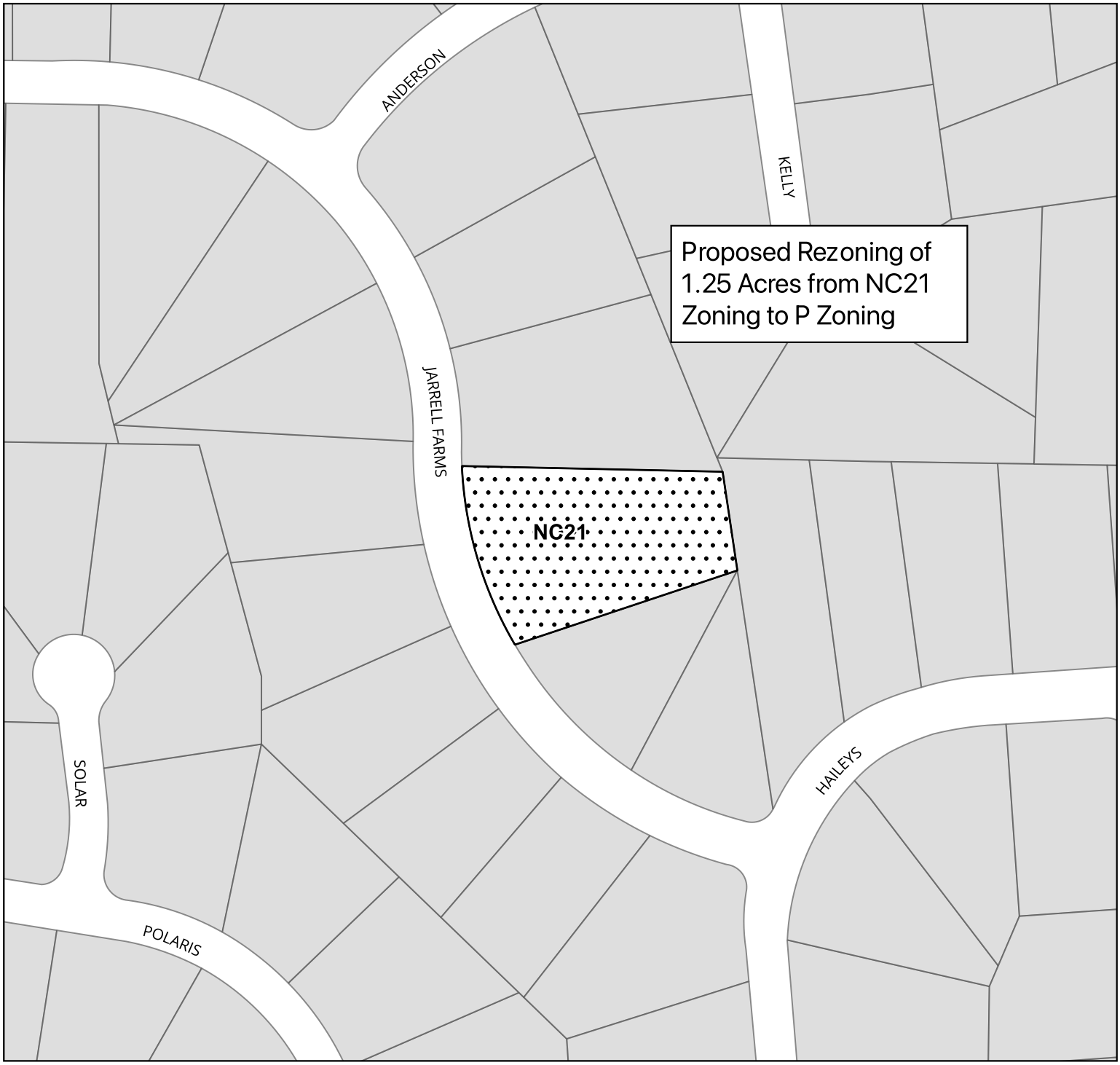
PERMANENT ORDINANCE NO. 25- 160
Date Adopted by County Council:
Date Approved by County Executive:

PROPERTY MAP

EXHIBIT A MAP 9
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC21) to PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-024.10-121



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

N

PERMANENT ORDINANCE NO. 25-160
Date Adopted by County Council:
Date Approved by County Executive:

Scale: 1:2059
Prepared by: Matthew Rogers

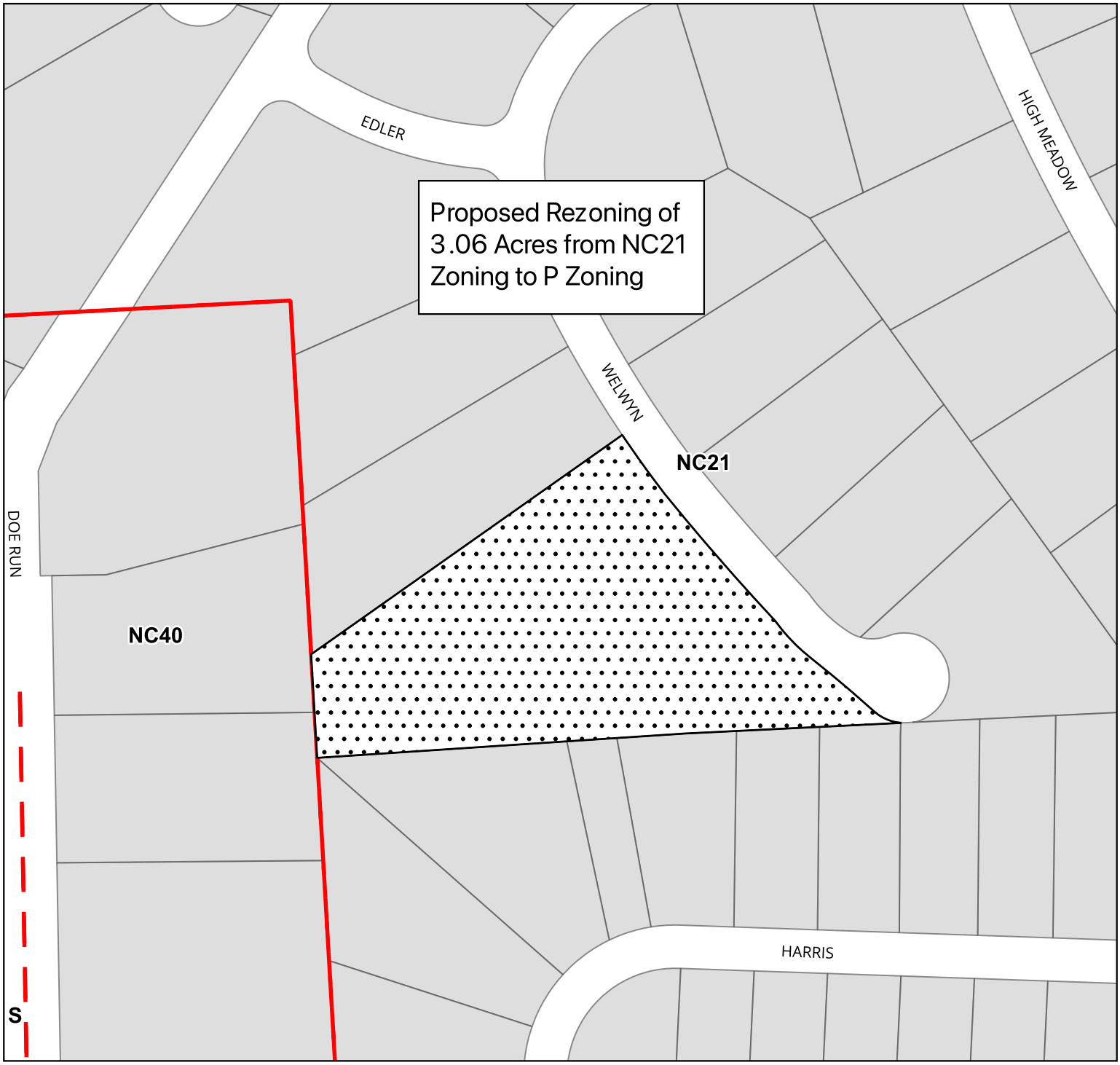
Date: 11/18/2025

PROPERTY MAP

EXHIBIT A MAP 10
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC21) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-017.30-004



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:1941
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-160
Date Adopted by County Council:
Date Approved by County Executive:

Prime Sponsor(s): Ms. Kilpatrick, Mr. Sheldon
Requested by: Land Use Department
Date of introduction: December 9, 2025

ORDINANCE NO. 25-161

COUNTY INITIATED REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 3 AND COUNTY COUNCIL DISTRICT 9 REGARDING THE FOLLOWING TAX PARCELS: CHRISTIANA HUNDRED: 07-034.30-070 (0 Newell Dr, Historic Red Clay Valley), 07-034.40-236 (2161 Elder Dr, New Castle County), 07-034.40-293 (2101 Inman Dr, Faulkland Heights Sec A), 07-034.40-534 (2130 Faulkland Rd, Davis Terrace), 07-034.40-537 (613 Armstrong Ave, Brookland Terrace), 07-035.10-042 (2130 Faulkland Rd, Woodland), 07-035.10-042 (2130 Faulkland Rd, Woodland), 07-037.20-001 (2161 Elder Dr, New Castle County), 07-037.20-250 (250 Greenbank Rd, New Castle County), 07-037.20-251 (323 Greenbank Rd, New Castle County), 07-037.20-257 (319 Greenbank Rd, New Castle County), 08-033.00-008 (3300 Faulkland Rd, Brandywine Convalescent), 08-033.00-012 (0 Faulkland Rd)**; MILL CREEK HUNDRED:** 08-026.40-042 (2518 Mill Creek Rd, Crossgates), 08-032.00-013 (2920 Duncan Rd, Delcastle Tennis Center), 08-032.10-064 (2626 Mill Creek Rd, Crossgates), 08-032.20-111 (212 Lister Dr, Hyde Park), 08-032.40-014 (2815 Duncan Rd, Hyde Park), 08-033.00-008 (3300 Faulkland Rd, Brandywine Convalescent), 08-033.00-012 (0 Faulkland Rd), 08-033.30-098 (2400 Cedar Ave, Cedars), 08-035.20-079 (585 Polly Drummond Hill Rd, Middle Run Crossing), 08-035.20-080 (103 Wren Way, Middle Run Crossing), 08-035.40-003 (0 Mourning Dove Dr, Middle Run Crossing), 08-035.40-071 (0 Mourning Dove Dr, Middle Run Crossing), 08-035.40-073 (0 Wren Way, Middle Run Crossing), 08-035.40-124 (0 Mourning Dove Dr, Middle Run Crossing), 08-037.00-035 (3700 Limestone Rd, New Castle County Carousel Park), 08-037.20-105 (1225 Arundel Dr, Arundel Sec 2), 08-037.20-106 (1401 Arundel Dr, Arundel Sec 1), 08-037.20-329 (19 A Ascension Dr, Winding Bridge), 08-038.10-001 (1230 Arundel Dr, Arundel Sec 1), 08-038.10-127 (1103 A Highgate Rd, Sherwood Park II), 08-038.20-045 (2609 Sherwood Dr, Sherwood Park Sec 2), 08-038.20-290 (55 A St John Dr (Dunlinden Acres), 08-038.20-328 (48 A St John Dr (Dunlinden Acres), 08-038.30-388 (2446 W Eric Dr ,Limestone Gardens), 08-041.00-026 (101 Fox Den Rd, Middle Run Crossing), 08-041.20-092 (391 Polly Drummond Hil Rd (Middle Run Crossing), 08-042.00-013 (273 Polly Drummond Hil Rd, Delaware Hospice), 08-043.10-041 (3007 Ridgevale Rd, Hills of Skyline), 08-043.20-178 (1802 Milltown Rd, Village of Lindell), 08-043.30-005 (5439 Crestline Rd, Hills of Skyline), 08-043.30-019 (5434 Crestline Rd, Hills of Skyline), 08-043.30158 (2660 Longfellow Dr, Highlands of Heritage), 08-043.40-014 (2660 Longfellow Dr, Heritage Farm), 08-043.40-015 (2661 Longfellow Dr, Grendon Farms), 08-043.40-320 (2010 Marlboro Dr, Montclare), 08-043.40-377 (2510 Grendon Dr, Grendon Farms), 08-044.10-278 (2446,W Eric Dr ,Sheridan Square), 08-044.30-382 (4998, E Woodmill Dr, Woodmill), 08-047.00-072 (170 Possum Hollow Rd, Tri State Bird Rescue), 08-048.00-045 (0 Upper Pike Creek Rd), 08-048.20-231 (7 Creek Xing, Creek Landing), 08-048.20-247 (19 Taylors Mill Ln, Taylors Mill), 08-049.20-013 (2616 A Whitman Dr, Heritage Farm), 08-049.20-045 (2609 Whitman Dr, Heritage Farm), 08-049.30-008 (122

Rockrose Dr, Meadowood Sec 1), 08-053.00-050 (331 Delaplane Ave, Delaplane Manor Iii), 08-060.00-007 (148 Fairway Rd, Red Mill Farms), 08-060.10-018 (1600 Melrose Place Dr, Country Squire Apts), 08-060.20-090 (315 Darwin Dr, Sycamore Gardens), 08-060.20-116 (132 Longview Dr, Peoples Subd), 08-060.20-118 (120 Longview Dr, Newkirk Estates Sc 2), 08-060.20-119 (122 Longview Dr, Newkirk Estates Sc 2), 08-060.20-120 (134 Longview Dr, Peoples Subd), 08-060.20-121 (121 Longview Dr, Newkirk Estates Sc 2), 08-060.20-146 (115 Phyllis Dr (Newkirk Estates Sc 2), 08-060.20-148 (127 Longview Dr), 08-060.20-149 (125 Longview Dr, Peoples Subd), 08-060.20-150 (123 Longview Dr, Peoples Subd), 08-060.20-152 (0 Off Longview Dr), 08-060.30-005 (21 Mary Ella Dr, Millrace), 09-010.30-001 (0 Sheffield Manor Dr, Sheffield Manor), 09-010.30-066 (74 Green Ridge Rd, Brookhaven), 09-017.00-028 (0 Tamara Cir, Harmony Hills Sec 2); **PENCADER HUNDRED:** 11-006.20-166 (0 Scottfield Dr, Scottfield Sec 3)**; WHITE CLAY CREEK HUNDRED:** 08-060.00-007 (148 Fairway Rd, Red Mill Farms), 08-060.10-018 (1600 Melrose Place Dr, Country Squire Apts), 08-060.20-146 (115 Phyllis Dr, Newkirk Estates Sec 2), 08-060.30-005 (21 Mary Ella Dr, Millrace), 09-010.30-001 (0 Sheffield Manor Dr, Sheffield Manor), 09-010.30-066 (74 Green Ridge Rd, Brookhaven), 09-015.20-027 (136 N Dillwyn Rd, Windy Hills Sec 1), 09-016.20-028 (52 A Millwright Dr, Old Mill Manor), 09-016.20-091 (22 A Gristmill Ln, Old Mill Manor), 09-016.30-167 (136 N Dillwyn Rd, Windy Hills Sec 2), 09-016.40-017 (27 A Old Manor Rd, Old Mill Manor), 09-017.00-028 (0 Tamara Cir (Harmony Hills Sec 2), 09-017.30-046 (139 W Rutherford Dr, Rutherford Sec 3), 09-017.301-87 (0 Harmony Crest Dr (Harmony Crest Sc III), 09-017.40-149 (121 E Rutherford Dr, Rutherford Sec 1), 09-021.40-069 (110 Old Newark Rd, Greenbridge), 09-021.40-256 (50 Durham Ct (New Castle County Police Academy), 09-022.30-411 (0 Lisbeth Rd, Chestnut Hill Estates 2), 09-022.30-412 (0 E Cherokee Dr, Cherokee Woods), 09-022.30-422 (0 E Cherokee Dr, Cherokee Woods), 09-023.10-203 (801 Prides Xing, Harmony Crest Sc II), 09-023.10-232 (801 Prides Xing, Harmony Crest Sec II), 09-028.10-220 (127 Garrett Rd, Todd Estates Sec 4), 09-033.00-033 (24 Upland Ct, Breezewood Sec II), 09-033.20-073 (499 Gender Rd, Gender Woods), 09-033.20-074 (545 Gender Rd, Gender Woods)

WHEREAS, County Council adopted Substitute No. 2 to Ordinance No. 22-024 as amended by Floor Amendment No. 1 (“New Castle County Comprehensive Plan” or “the Plan”), on July 26, 2022, and the County Executive approved the Ordinance on August 4, 2022; and

WHEREAS, the Future Land Use Element and Map Series of the New Castle County Comprehensive Plan designates proposed future general distribution, location and extent of the uses of land consistent with goals, policies and measurable objectives enumerated in the Plan; and

WHEREAS, Strategy 1.1.6 of the 2022 New Castle County Comprehensive Plan reiterates that the County should consider the addition of a preservation zoning category, and defines “Protected Open Space” as privately or publicly held land that has been protected from future development; and

WHEREAS, the New Castle County Comprehensive Plan guides and encourages preservation efforts to best protect important ecological habitats; and

WHEREAS, this County-initiated rezoning is intended to guide and control future growth consistent with the spirit and intent of the Comprehensive Development Plan as provided by State law; and

WHEREAS, County Council has determined that the amendments to the zoning map substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Zoning Maps of Christiana Hundred, Mill Creek Hundred, Pencader Hundred, and White Clay Creek Hundred are hereby amended by changing the zoning classification of the land shown on attached Exhibit "A", Maps 1-15 dated November 18, 2025, as set forth therein.

Section 2. This Ordinance shall become effective immediately upon passage by New Castle County Council and approval of the County Executive, or as otherwise provided in 9 *Del*. *C*. § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: Same as title.

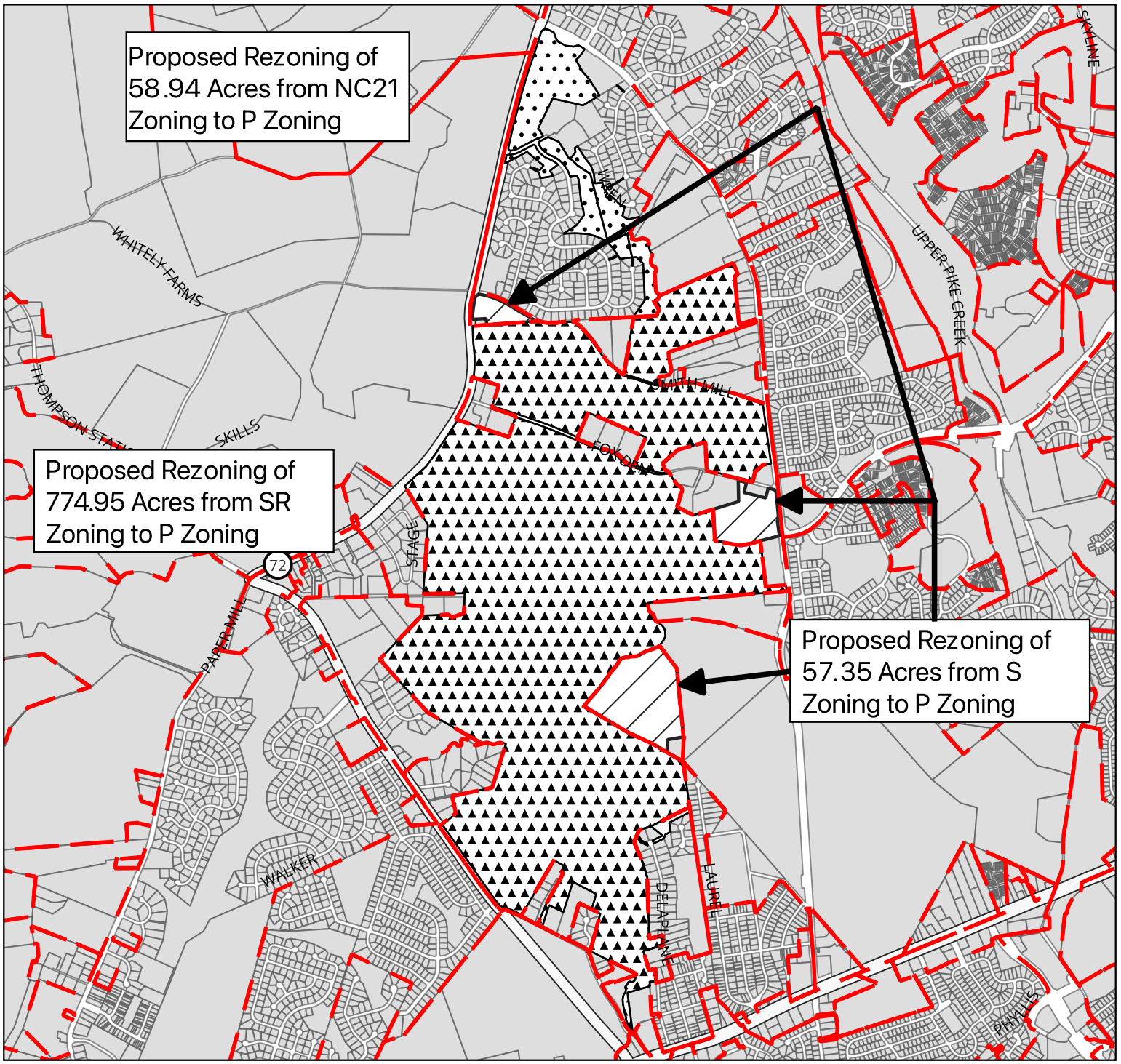
FISCAL IMPACT: There is no discernible fiscal impact with the adoption of this ordinance.

PROPERTY MAP

EXHIBIT A MAP 1
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC21), SUBURBAN (S) AND SUBURBAN RESERVE (SR) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-035.20-079, 08-035.20-080, 08-035.40-003, 08-035.40-071,08-035.40-073, 08-035.40-124, 08-041.00-026, 08-041.20-092, 08-042.00-013, 08-047.00-072, 08-053.00-050



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:26157
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

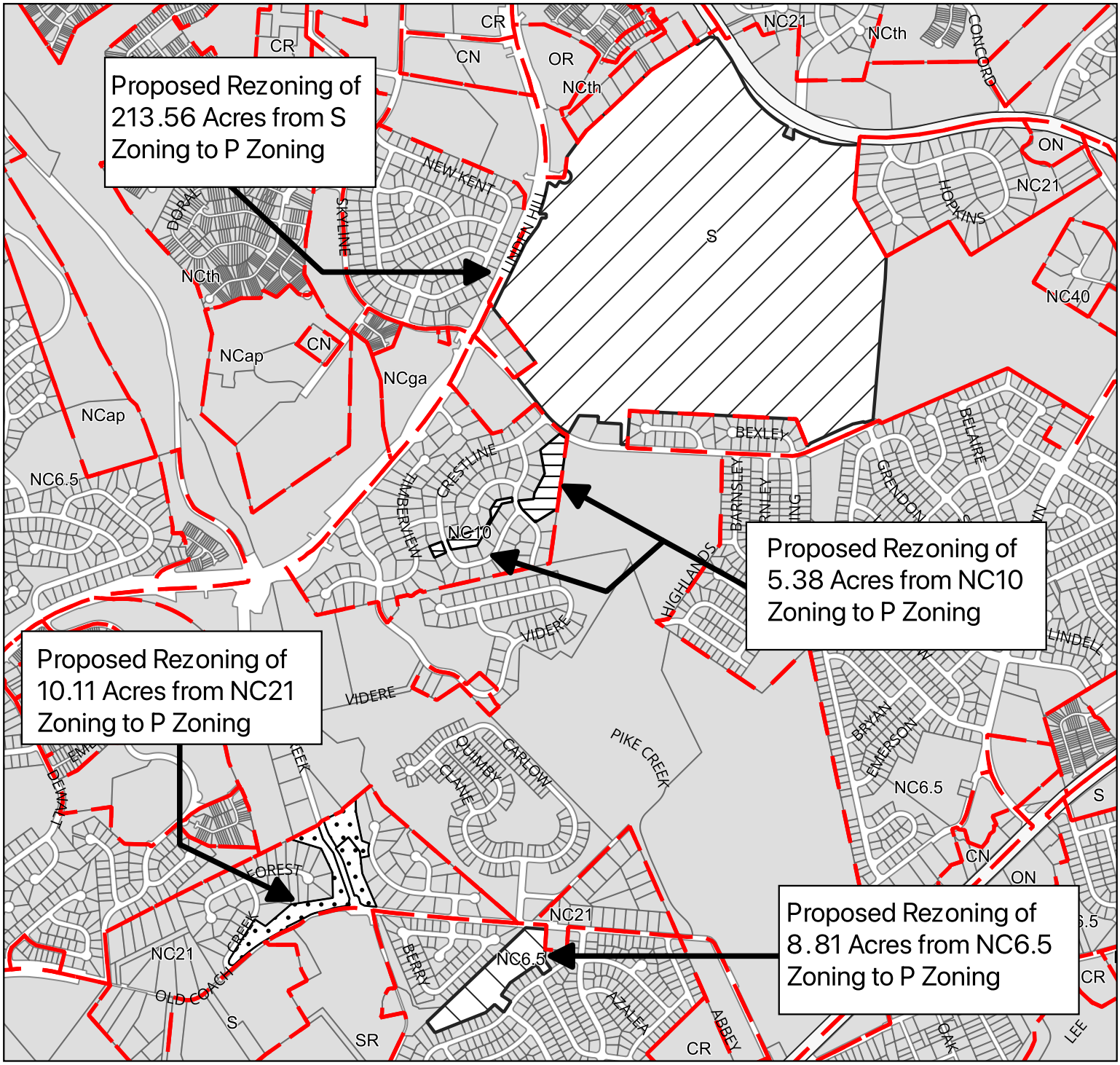
NC21 to P
S to P
SR to P

PROPERTY MAP

EXHIBIT A MAP 2
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5 NC10, & NC21), AND SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-037.00-035, 08-043.10-041, 08-043.30-005, 08-043.30-019, 08-048.00-045, 08-048.20-231, 08-048.20-247, 08-049.30-008



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:15566
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

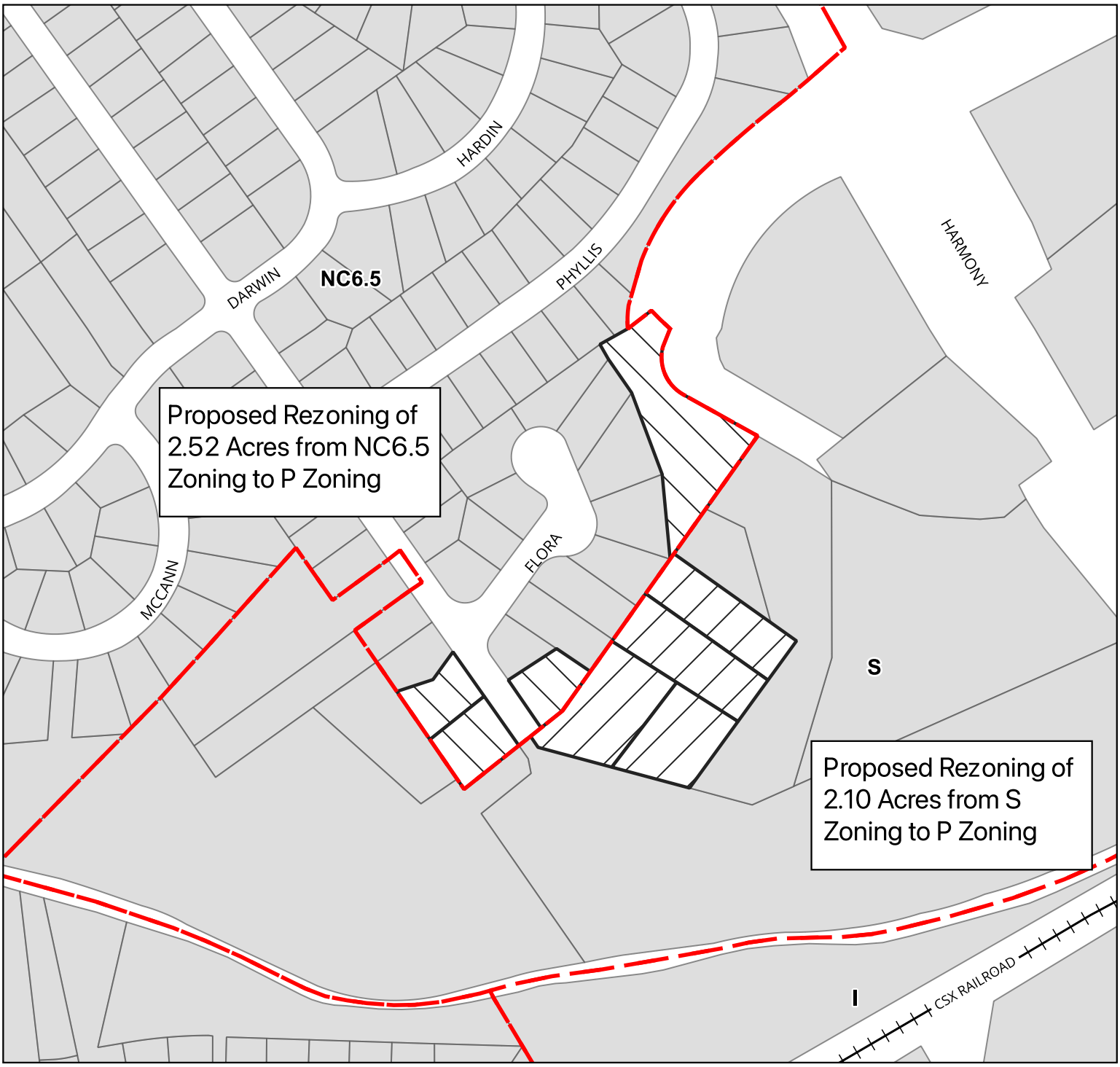
NC10 to P
NC6.5 to P
NC21 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 3
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5), & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-060.20-118, 08-060.20-119, 08-060.20-121, 08-060.20-146, 08-060.20-148, 08-060.20-149, 08-060.20-150, 08-060.20-152



HUNDRED: MILL CREEK HUNDRED & WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:2855
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

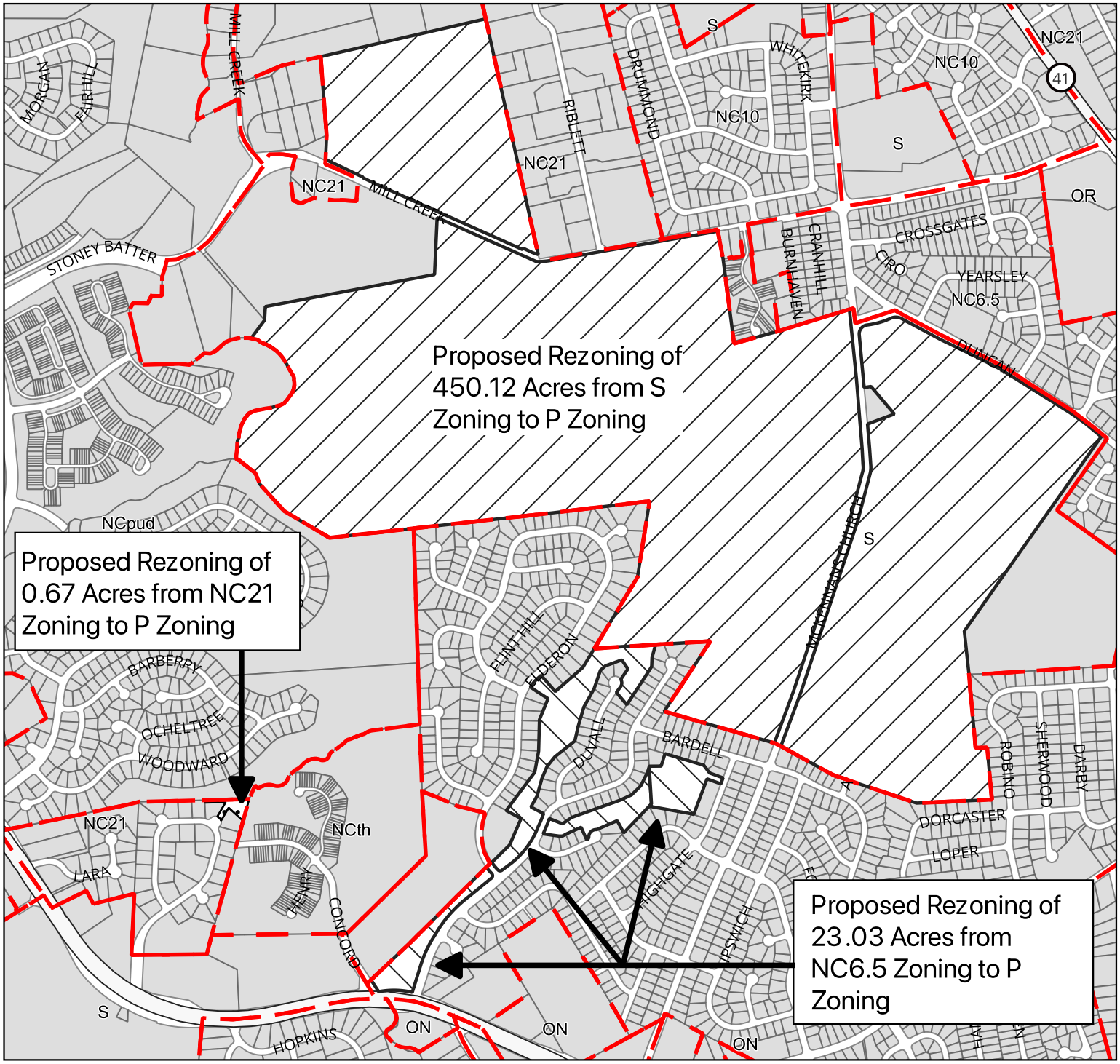
NC6.5 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 4
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5 & NC21) AND SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-032.00-013, 08-037.20-105, 08-037.20-106, 08-037.20-329, 08-038.10-001, 08-038.10-127



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:13783
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

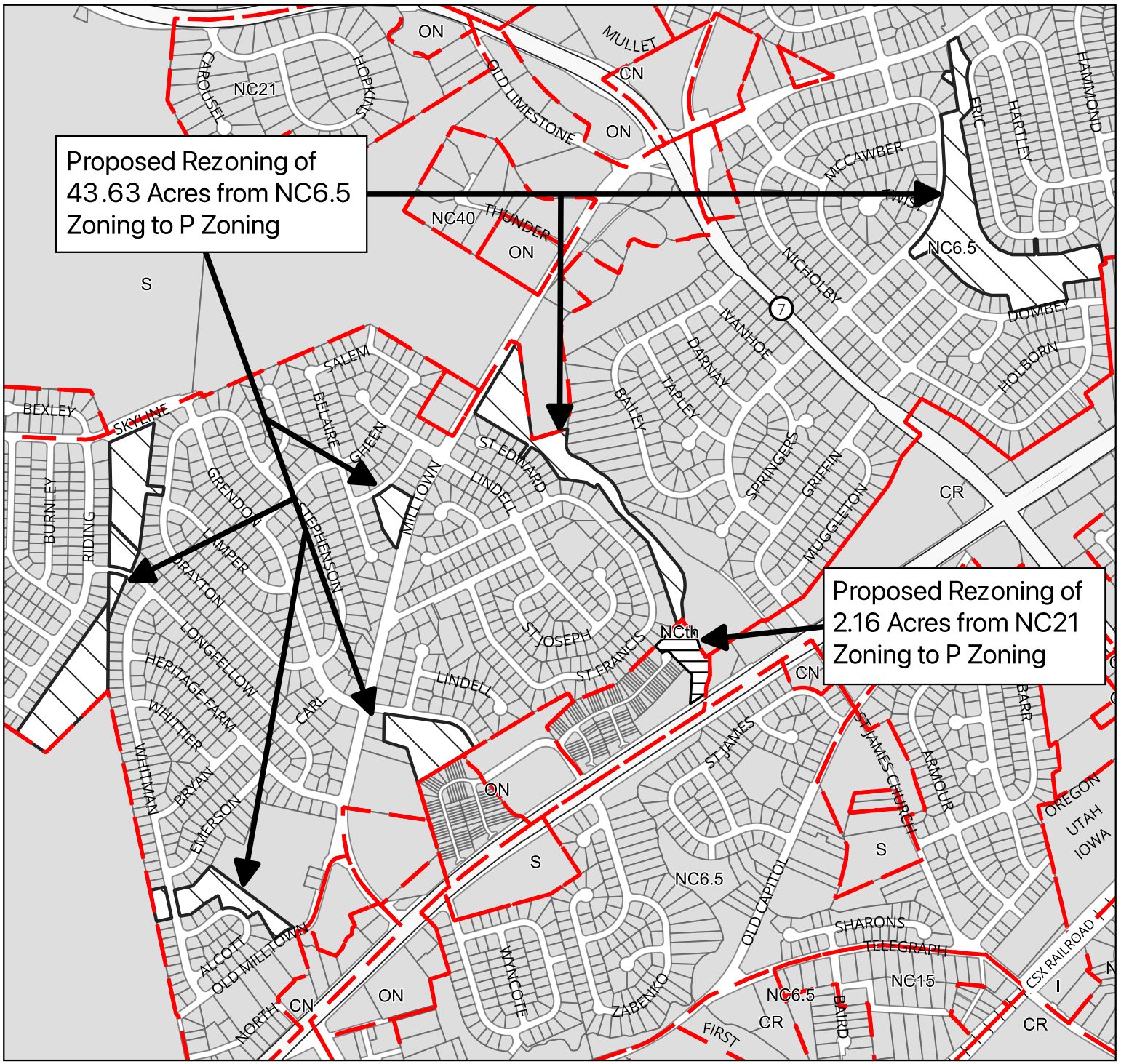
NC21 to P
NC6.5 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 5
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NCTH & NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-038.30-388, 08-043.20-178, 08-043.30-158, 08-043.40-014, 08-043.40-015, 08-043.40-320, 08-043.40-377, 08-044.10-278, 08-044.30-382, 08-049.20-013, 08-049.20-045



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:11783
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

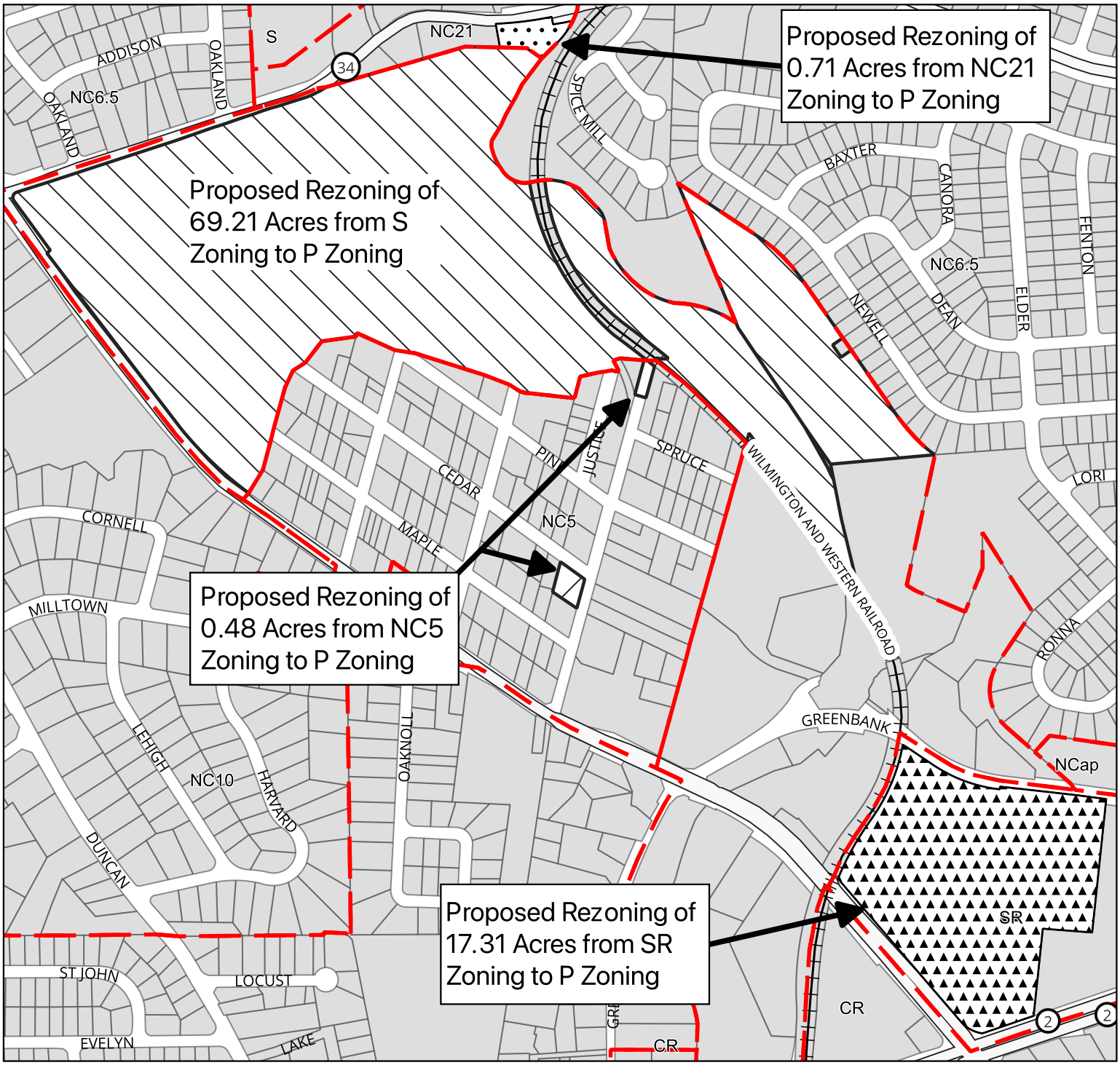
NC6.5 to P
NCth to P

PROPERTY MAP

EXHIBIT A MAP 6
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC5 & NC21), SUBURBAN (S) AND SUBURBAN RESERVE (SR) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 07-034.30-070, 07-037.20-250, 08-033.00-008,08-033.00-012, 08-033.30-098



HUNDRED: MILL CREEK HUNDRED & CHRISTIANA HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:6783
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

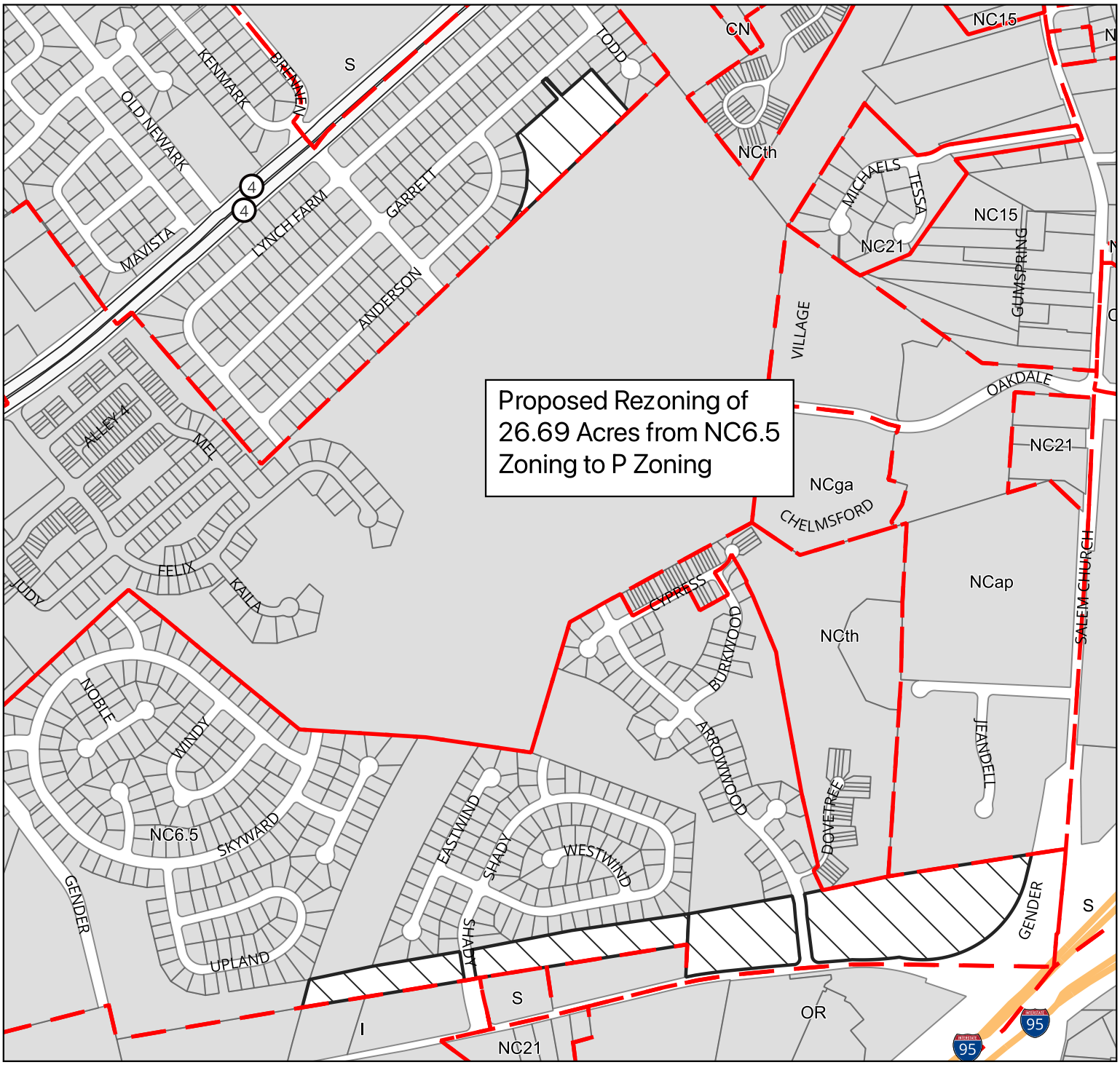
NC21 to P
S to P
NC5 to P
SR to P

PROPERTY MAP

EXHIBIT A MAP 7
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-028.10-220, 09-033.00-033, 09-033.20-073, 09-033.20-074, 11-006.20-166



HUNDRED: PENCADER HUNDRED &
WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

Scale: 1:8673
Prepared by: Matthew Rogers

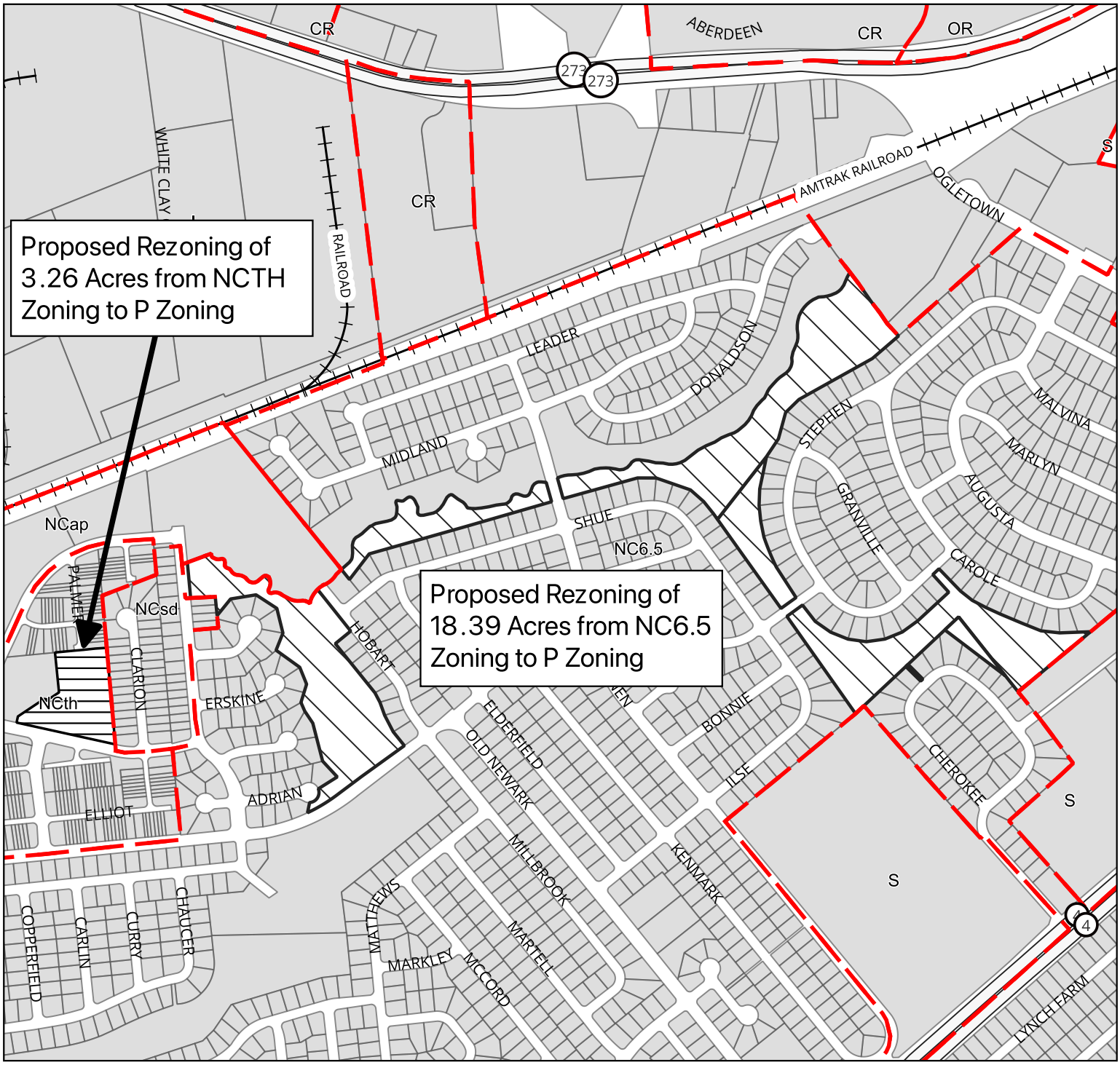
Date: 11/18/2025

PROPERTY MAP

EXHIBIT A MAP 8
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5 & NCTH) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-021.40-069, 09-021.40-256, 09-022.30-411, 09-022.30-412, 09-022.30-422



HUNDRED: WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:8421
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

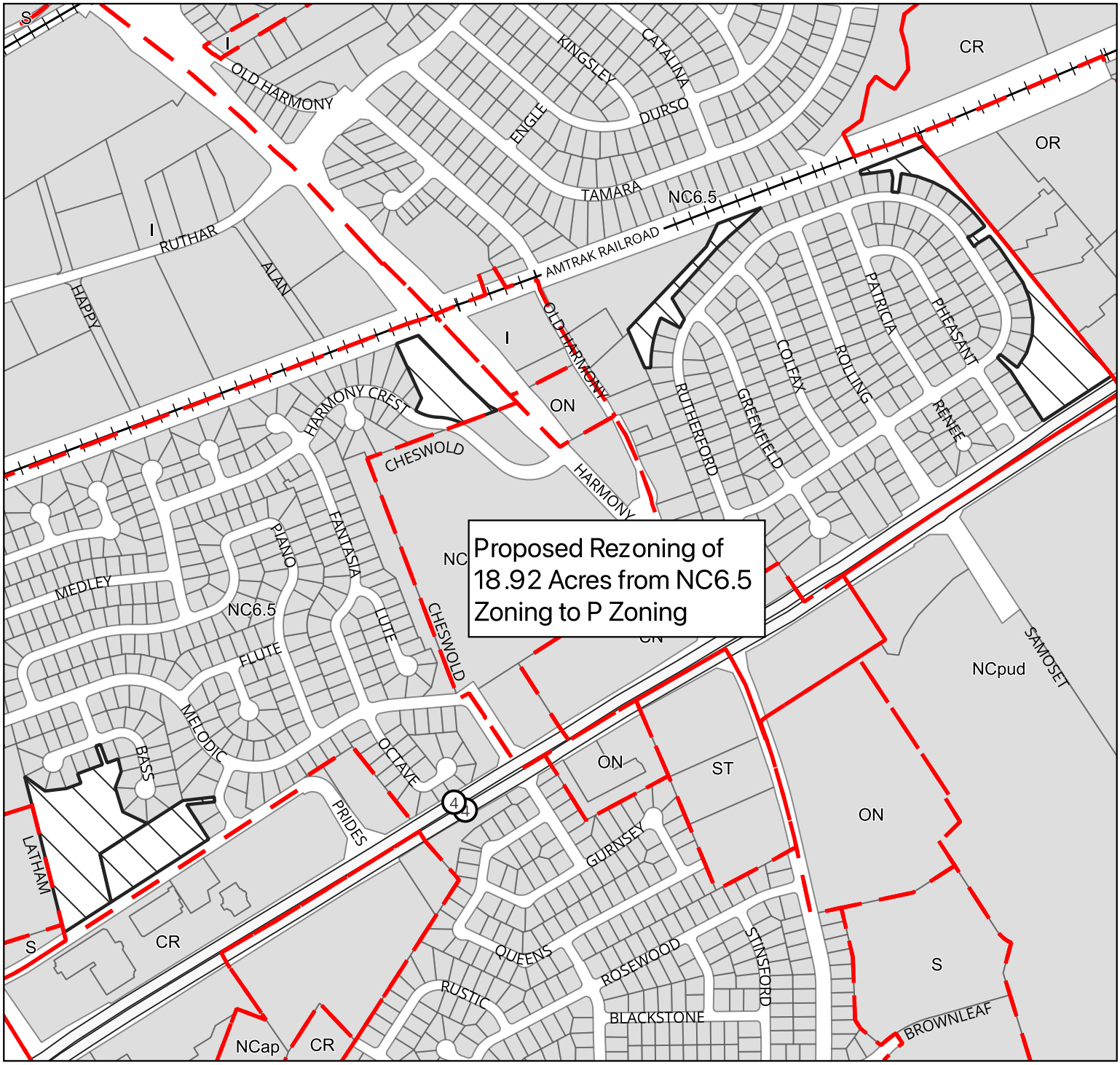
NC6.5 to P
NCth to P

PROPERTY MAP

EXHIBIT A MAP 9
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) to PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-017.30-046, 09-017.30-187, 09-017.40-149, 09-023.10-203, 09-023.10-232



HUNDRED: WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:8511
Prepared by: Matthew Rogers

Date: 11/18/2025

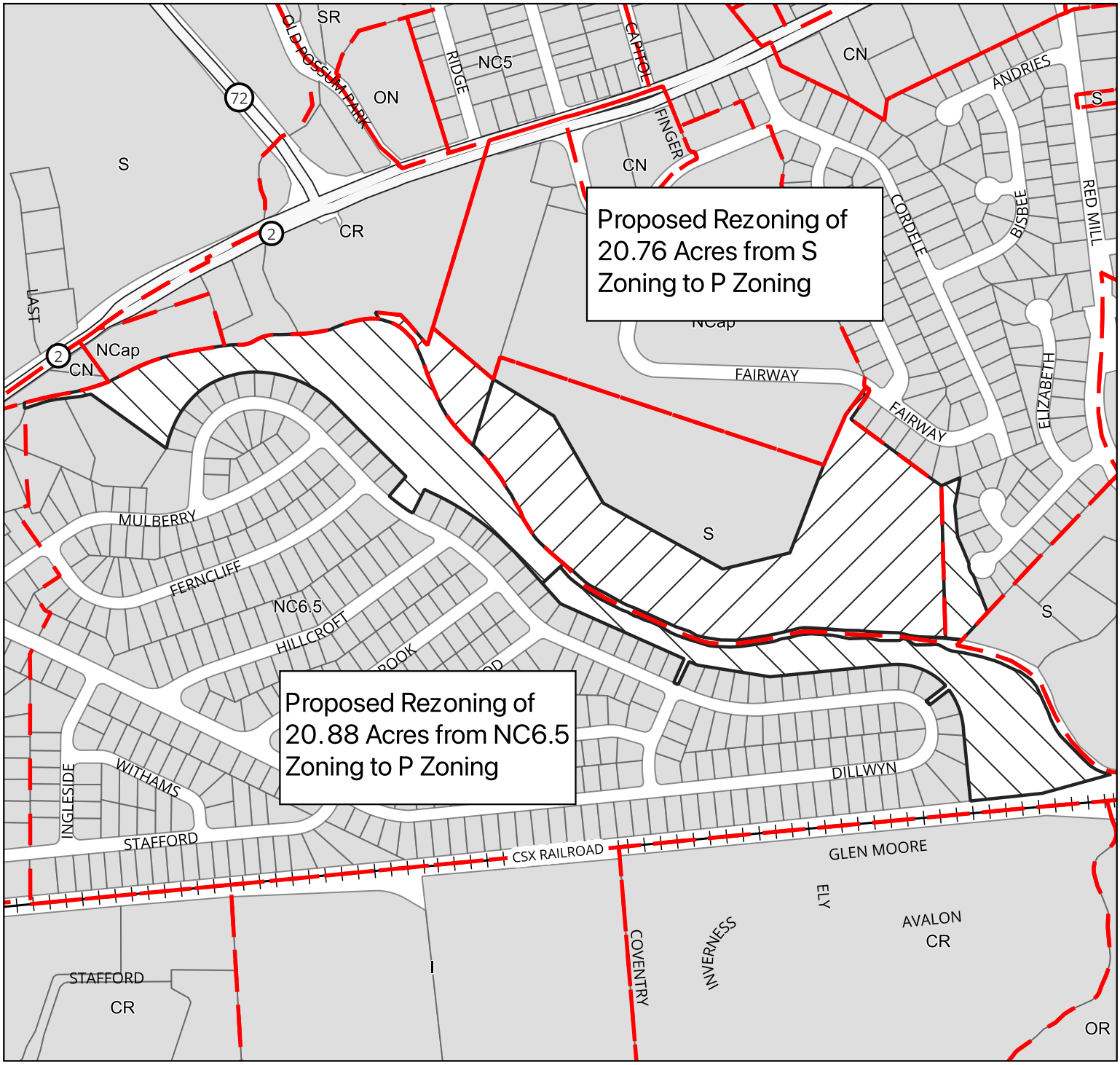
PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

PROPERTY MAP

EXHIBIT A MAP 10
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-060.00-007, 08-060.10-018, 08-060.30-005, 09-015.20-027, 09-016.30-167



HUNDRED: MILL CREEK HUNDRED &
WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:6524
Prepared by: Matthew Rogers

Date: 11/18/2025

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

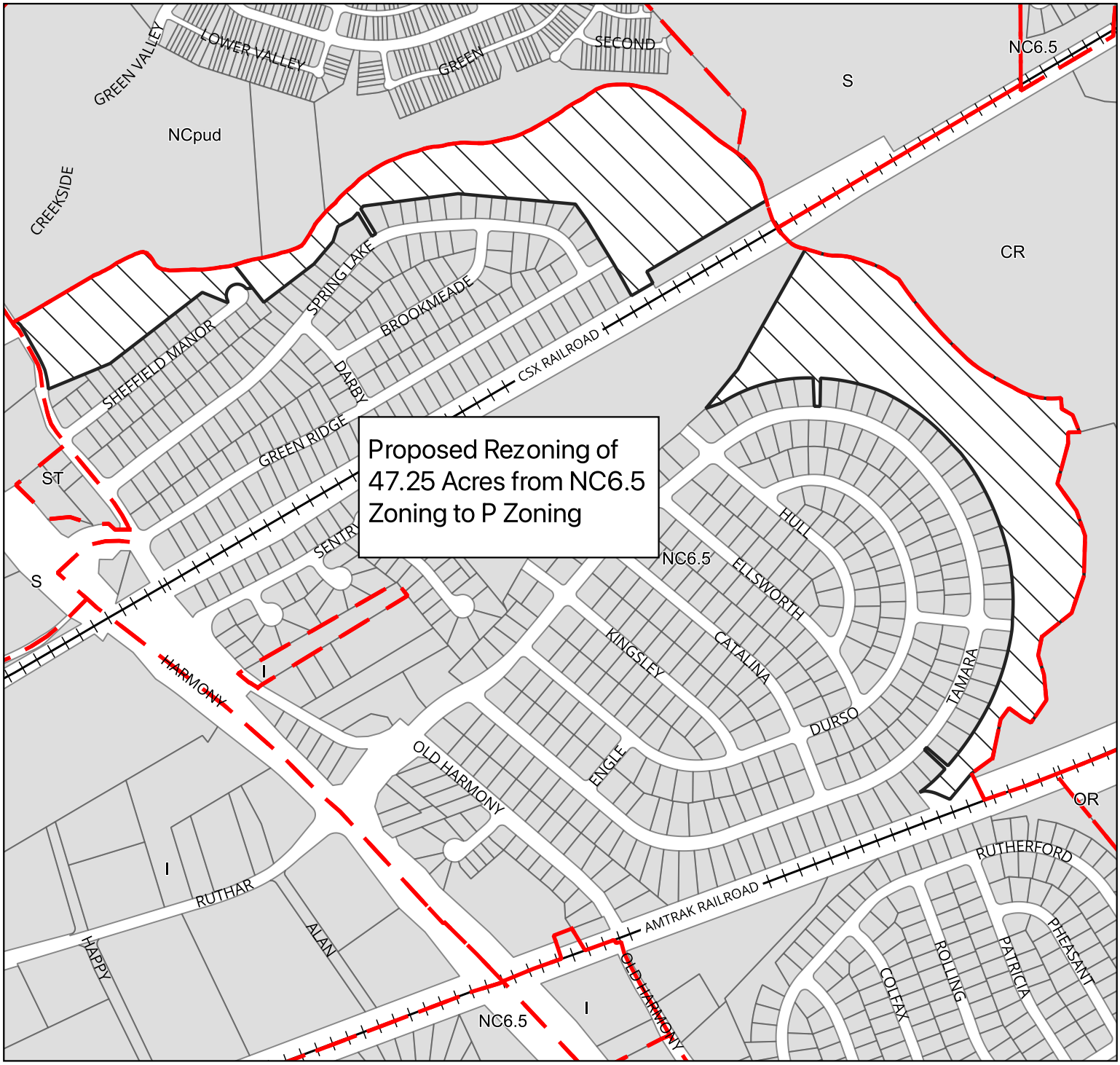
NC6.5 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 11
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-010.30-001, 09-010.30-066, 09-017.00-028



HUNDRED: MILL CREEK HUNDRED &
WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

Scale: 1:7421
Prepared by: Matthew Rogers

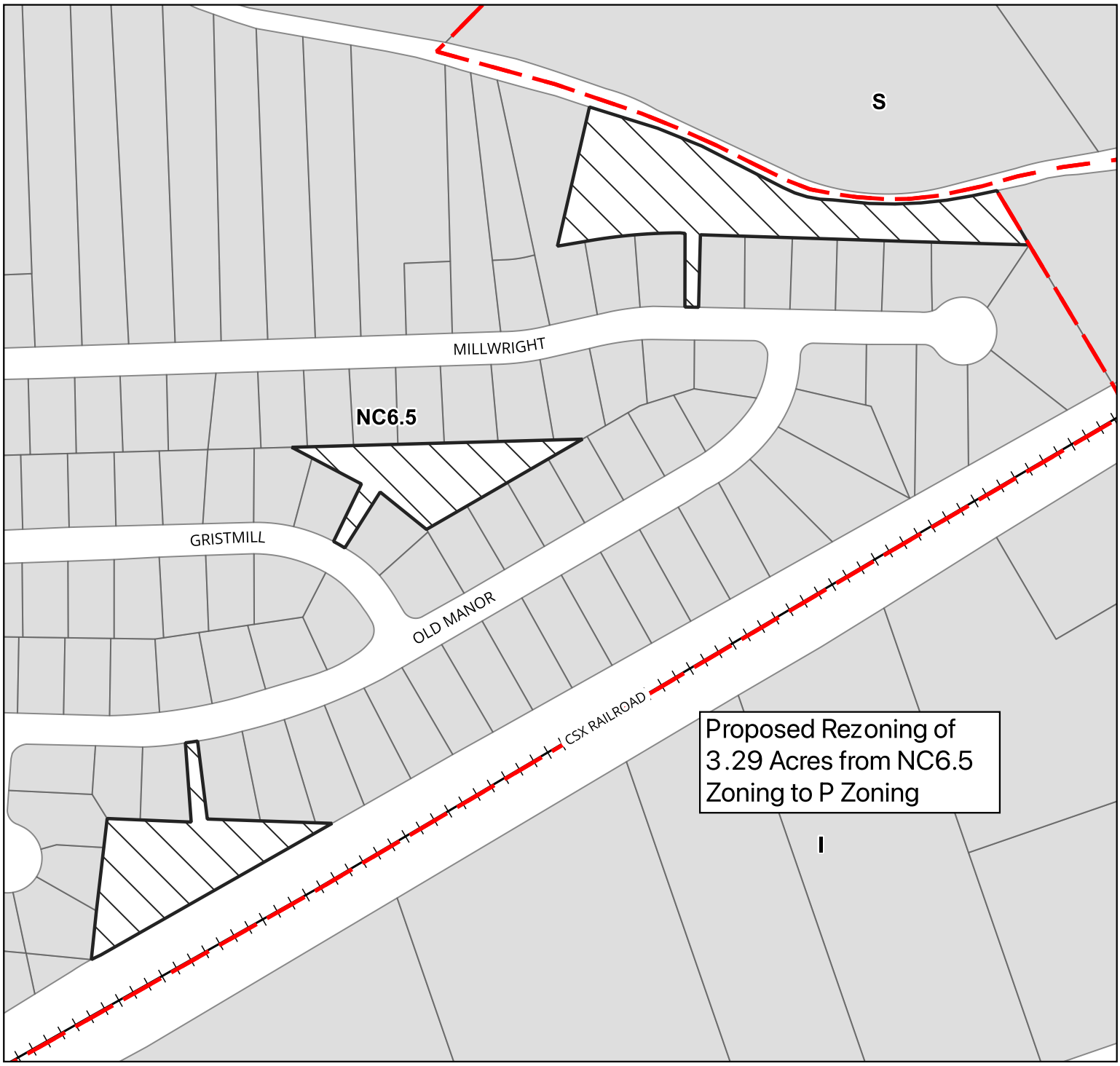
Date: 11/18/2025

PROPERTY MAP

EXHIBIT A MAP 12
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 09-016.20-028, 09-016.20-091, 09-016.40-017



HUNDRED: WHITE CLAY CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:2568
Prepared by: Matthew Rogers

Date: 11/18/2025

N

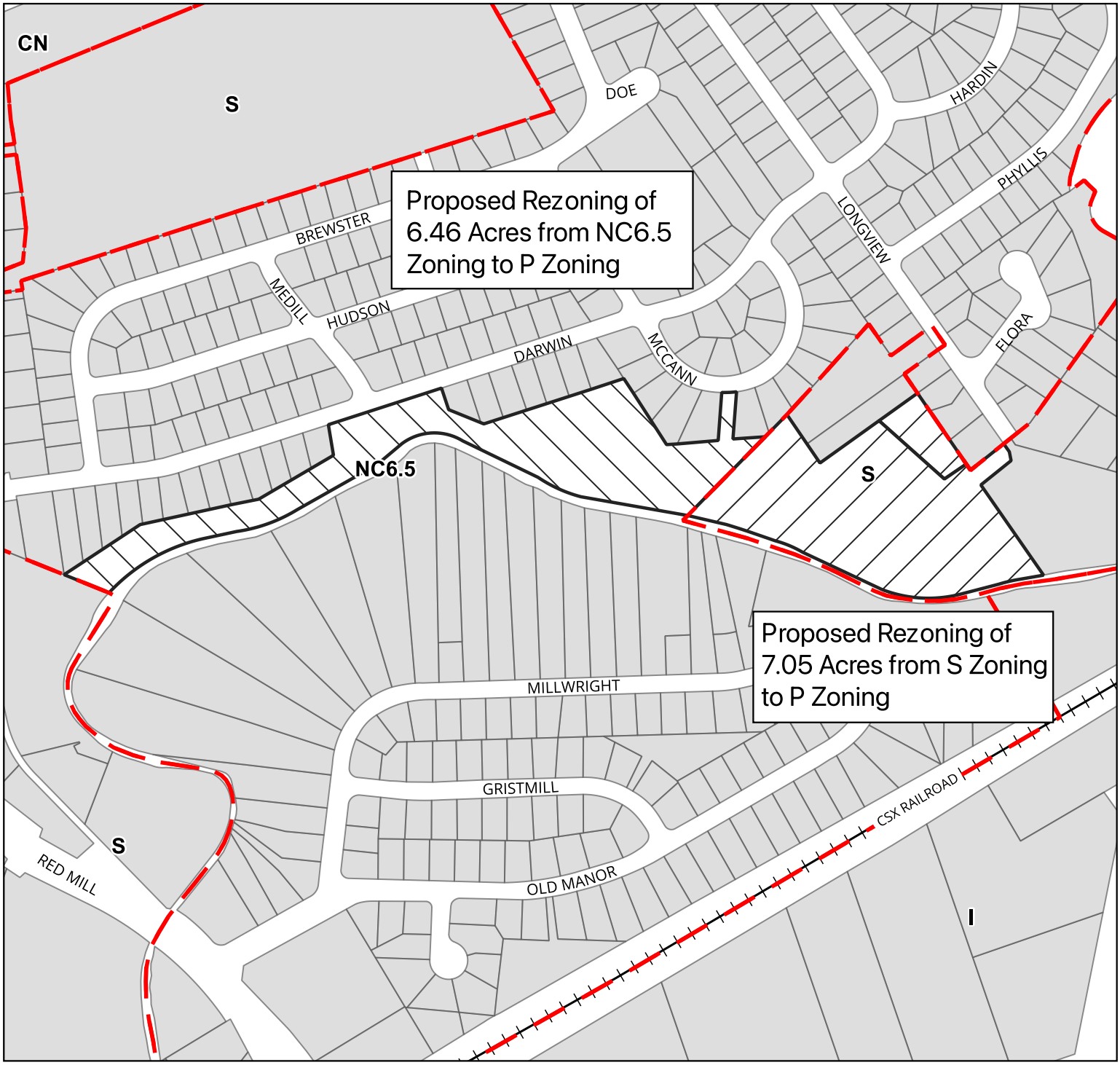
PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

PROPERTY MAP

EXHIBIT A MAP 13
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-060.20-090, 08-060.20-116, 08-060.20-120



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:4711
Prepared by: Matthew Rogers

Date: 11/18/2025

N

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

NC6.5 to P

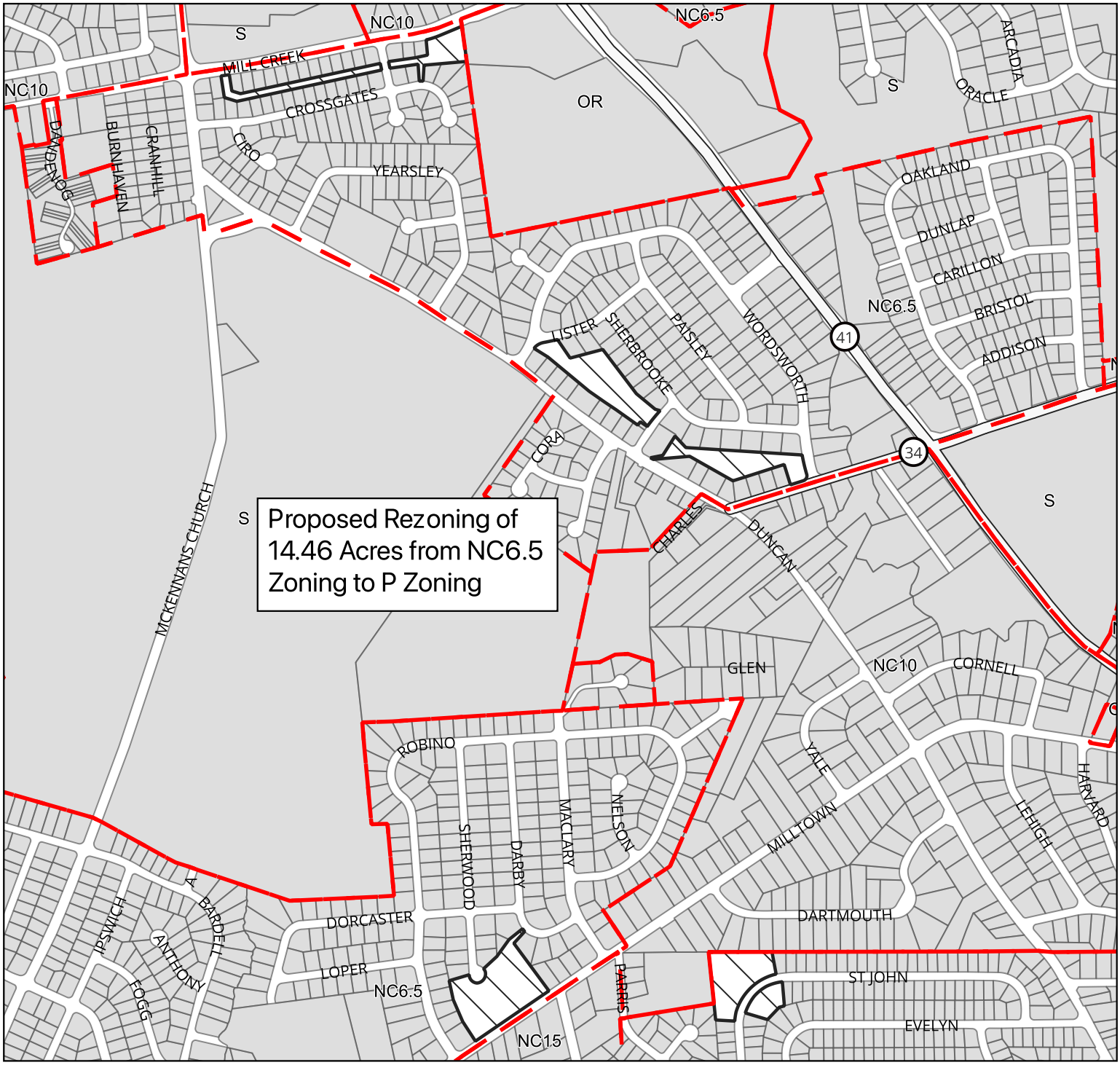
S to P

PROPERTY MAP

EXHIBIT A MAP 14
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 08-026.40-042, 08-032.10-064, 08-032.20-111, 08-032.40-014, 08-038.20-045, 08-038.20-290, 08-038.20-328



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:9957
Prepared by: Matthew Rogers

Date: 11/18/2025

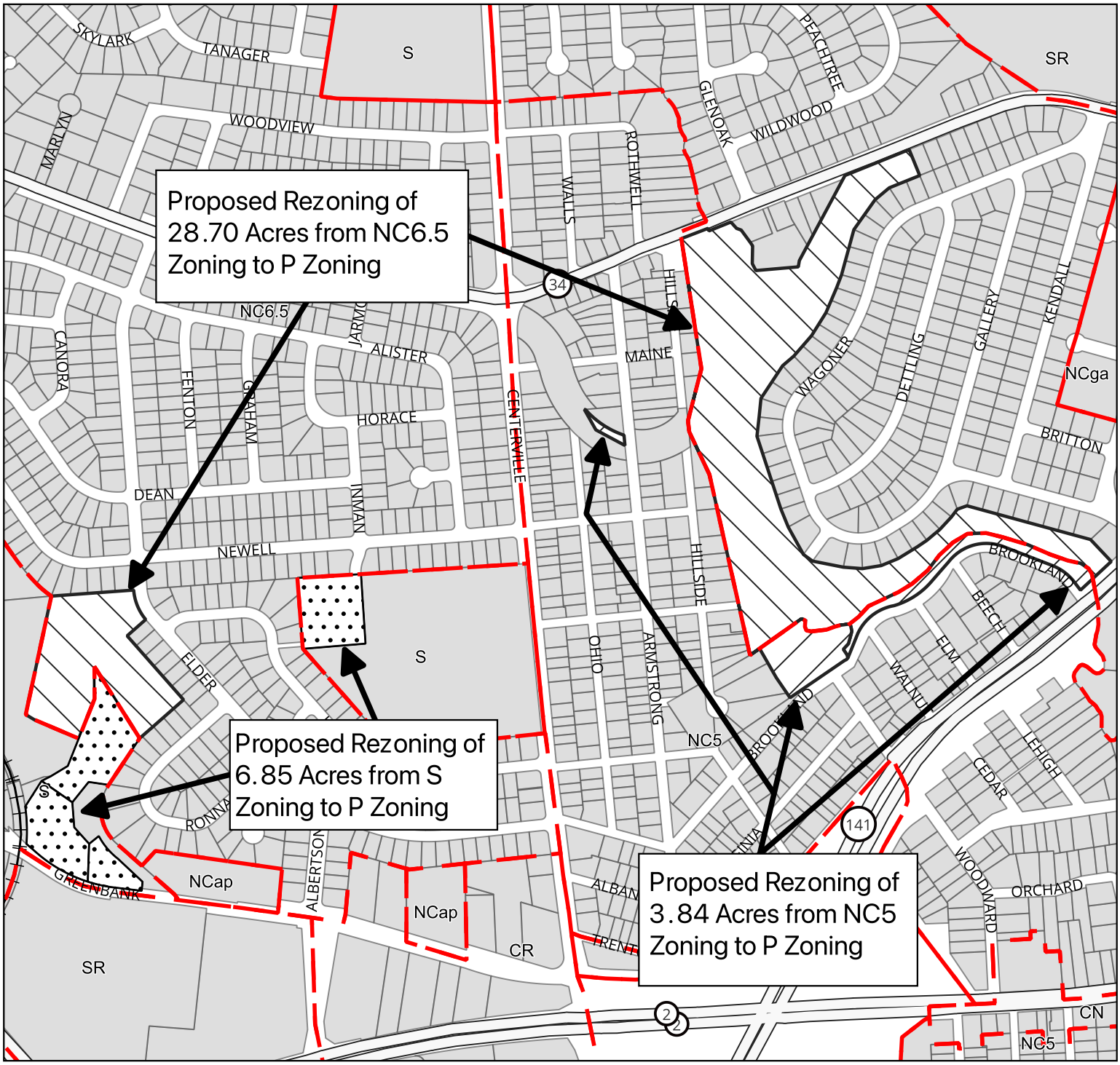
PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

PROPERTY MAP

EXHIBIT A MAP 15
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC5 & NC6.5) & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-_____-Z
TAX PARCEL NO: 07-034.40-236, 07-034.40-293, 07-034.40-534, 07-034.40-537, 07-035.10-042, 07-037.20-001, 07-037.20-251, 07-037.20-257



HUNDRED: CHRISTIANA HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:7478
Prepared by: Matthew Rogers

Date: 11/18/2025

PERMANENT ORDINANCE NO. 25-161
Date Adopted by County Council:
Date Approved by County Executive:

NC5 to P
S to P
NC6.5 to P

Primary Sponsor(s): Mr. Sheldon, Mr. Carter
Requested by: Public Works
Date of introduction: December 9, 2025

ORDINANCE NO. 25-162

AMEND THE FY2026 CAPITAL PROGRAM AND BUDGET: APPROPRIATE $15,000 IN DONATIONS RECEIVED FROM THE CLAYMONT LIONS CLUB AND $10,000 IN DONATIONS RECEIVED FROM WASTE MANAGEMENT AND REDUCE BOND FUNDING BY $25,000 IN THE DEPARTMENT OF PUBLIC WORKS, GENERAL PARKLAND IMPROVEMENTS 2024-2025 CAPITAL PROJECT

WHEREAS, Subchapter III, Chapter 13 of Title 9 of the *Delaware Code*, as amended, authorizes the Department of Special Services now known as the Department of Public Works to plan, supervise, and conduct a program of parks and park-related activities for all the parks and greenways of the County, and in cooperation with the Department of Land Use to develop plans for parks, recreation areas, and provide for the acquisition of land for the development of parks and recreation facilities and the improvements and development of existing parks and greenways, and the County Council of New Castle County has deemed it necessary to implement such plans for development; and

WHEREAS, the Knollwood Park planned improvements include improving the existing basketball court, adding a second multi-use court facility and minor site improvements including site furnishings, fencing, landscaping and signage; and

WHEREAS, the total cost of the improvements are expected to be $250,000 and New Castle County has already been awarded a $125,000 matching grant via Outdoor Recreation, Parks and Trails Program grant from the State of Delaware appropriated by Ordinance 25-041 passed by Council April 22, 2025; and

WHEREAS, New Castle County has received donations in the amount of $15,000 from the Claymont Lions Club and $10,000 from Waste Management towards the County's match portion for the project; and

WHEREAS, New Castle County is appropriating $25,000 in donations received to the General Parkland Improvements 2024-2025 Capital Project while reducing previously authorized bond funding by $25,000; and

WHEREAS, New Castle County Code Section 14.01.006 authorizes the Chief Administrative Officer to accept gifts received by the County in amounts of twenty-five thousand dollars ($25,000.00) or less; and

WHEREAS, County Council has determined that the purpose of the gift as stated is to advance, and is reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity or welfare of the present and future inhabitants of this County).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Capital Budget Ordinance for the fiscal year beginning July 1, 2025 is hereby amended by deleting the material stricken and adding the material underscored on the attached Exhibit "A."

Section 2. The Capital Program Resolution for the fiscal year beginning July 1, 2025 is hereby amended by deleting the material stricken and adding the material underscored on the attached Exhibit “B.”

Section 3. Donations received in the amount of $15,000 from the Claymont Lions Club and $10,000 from Waste Management are appropriated to the Department of Public Works, General Parkland Improvements 2024-2025 Capital Project for Knollwood Park planned improvements while reducing previously authorized bond funding by $25,000.

Section 3. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate $15,000 in funding received in donations from the Claymont Lions Club and $10,000 in funding received in donations from Waste Management to the Department of Public Works, General Parkland Improvements 2024-2025 Capital Project while reducing previously authorized bond funding by $25,000. Funds will be used for Knollwood Park planned improvements.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2026 Capital Program and Budget by appropriating $15,000 in funding received in donations from the Claymont Lions Club and $10,000 in funding received in donations from Waste Management to the Department of Public Works, General Parkland Improvements 2024-2025 Capital Project while reducing previously authorized bond funding by $25,000.

The FY2026 total Capital Budget amount for the General Parkland Improvements 2024-2025 Capital Project will remain $800,000 since this is a realignment of funding from Bonds to Donations.

The FY2026 New Castle County Capital Budget total will remain $104,203,345 since this is a realignment of funding. There is no fiscal impact on the Operating Budget.

Acknowledged by the Chief Financial Officer November 20, 2025.

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2026

DEPARTMENT OF ADMINISTRATION		
Human Capital Management Platform	$	600,000
Land Use Information System		1,200,000
Reassessment 2024		2,000,000
Sewer and Tax Billing Replacement		2,300,000
Network Infrastructure Rearchitect and Upgrade		1,150,000
Subtotal	$	7,250,000
DEPARTMENT OF COMMUNITY SERVICES		
Appoquinimink Library Maker Space HVAC	$	200,000
Carousel Park Indoor Arena Footing		100,000
Glasgow Library		150,000
Newark Library		400,000
Surratte Pool Renovations 2026		100,000
Subtotal	$	950,000
DEPARTMENT OF COUNTY EXECUTIVE		
Executive GF Capital Contingency	$	675,000
Subtotal	$	675,000
DEPARTMENT OF PUBLIC SAFETY		
800MgHZ Communications Equipment 2026-2027	$	400,000
Communications Upgrade 2026-2027		250,000
Public Safety Building Renovations		300,000
Public Safety Equipment 2026		136,000
Public Safety Vest Protection Program 2026		302,448
Subtotal	$	1,388,448
DEPARTMENT OF PUBLIC WORKS		
Facilities/Equipment		
Building Rehabilitation 2026-2027	$	3,500,000
Fleet Equipment 2021		(49,929)
Fleet Equipment 2022		(103,797)
Fleet Equipment 2023		(48,900)
Fleet Equipment 2024		(1,700,000)
Fleet Equipment 2026		6,577,658
Garage Renovations		2,500,000
General Roof Renovations		(75,000)
HVAC Replacement		2,800,000
Security 2021		500,000
Vehicle Lift System		56,000
Subtotal	$	13,956,032

DEPARTMENT OF PUBLIC WORKS *(Continued)*

Parks

Agricultural Preservation		$	1,000,000
Bechtel Park Improvements			750,000
Carousel Park			150,000
Game Court Improvements 2021			150,000
General Parkland Improvements PRE2021			(650,000)
General Parkland Improvements 2021			(1,000,000)
General Parkland Improvements 2024	~~800,000.00~~		800,000
Glasgow Regional Park			1,500,000
Middle Run Valley Reforestation			150,000
Open Space Preservation			1,500,000
Play Area Improvements 2026-2027			1,000,000
Rockwood Park			500,000
Southern Regional Park			1,000,000
Subtotal		$	6,850,000

Sewer/Stormwater

Airport Road System Rehabilitation		$	3,000,000
Asset Management			400,000
Christina River Force Main			22,000,000
Countywide Drainage Problems			850,000
DelDOT Coordination Project 2021			2,500,000
General Sewer Improvements			1,250,000
General Stormwater Improvements 2021			471,659
Manhole Rehabilitation			750,000
Market Street Rehab Bridge #9			(1,500,000)
Pump Station Rehab 2026-2027			1,500,000
Richardson Park Pump Station Upgrade			17,679,097
Sewer Fleet Equipment 2023			(22,233)
Sewer Fleet Equipment 2024			(600,000)
Sewer Fleet Equipment 2026			2,755,342
Sewer Repairs and Rehabilitation 2026-2027			4,200,000
Southern Sewer Service Area			6,500,000
Stoney Creek Basin Rehabilitation			600,000
Stormwater Basin Renovation II			2,500,000
Water Quality Improvement Plans			5,000,000
White Clay System Rehabilitation			3,300,000
Subtotal		$	73,133,865

CAPITAL BUDGET TOTAL	**~~104,203,345~~**	**$**	**104,203,345**

EXHIBIT B

PROJECT PROFILES
PUBLIC WORKS - PARKS (continued)

Project Name (Number): General Parkland Improvements 2024-2025 (C302404)

Description: Improvements in parks. **Council Districts:** All

Funding Schedule

	Bonds	Federal	State	Other	Total
Prior Authorizations	$ 1,500,000	$ -	$ -	$ 2,200,000	$ 3,700,000
FY2026	~~800,000~~	-	-	~~-~~	~~800,000~~
	775,000			25,000	800,000
FY2027	1,000,000	-	-	-	1,000,000
FY2028	800,000	-	-	-	800,000
FY2029	800,000	-	-	-	800,000
FY2030	800,000	-	-	-	800,000
FY2031	1,000,000	-	-	-	1,000,000
Future Years	800,000	-	-	-	800,000
Total	**~~$ 7,500,000~~**	**$ -**	**$ -**	**~~$ 2,200,000~~**	**~~$ 9,700,000~~**
	$ 7,475,000			**$ 2,225,000**	**$ 9,700,000**
Available Authorizations:	**$ 2,330,241**				
Available Funding:	**$ 405,241**				
Operating Budget Impact:	**~~$ 1,760~~**	**$ 1,705**			

**Available Authorizations / Funding as of February 28, 2025, net of obligations.*

FY2026 Activity:

Small capital improvements including Wiggins Mill trail and parking area, Greenbank parking lot, contractual tree removal, Bonsall storm sewer repair, Carter Farm concept plan, Banning Park stream restoration. Knollwood Park planned improvements to include improving the existing basketball court, adding a second multi-use court facility and minor site improvements including site furnishings, fencing, landscaping and signage.

Future Activity:

Small capital improvements of neighborhood parks.

Prime sponsor(s): Ms. Durham
Date of introduction: December 9, 2025

ORDINANCE NO. 25-163

AMENDING *NEW CASTLE COUNTY CODE* CHAPTER 6 ("BUILDING CODE "), ARTICLE 3 ("ADMINISTRATION") TO CODIFY THE PLUMBING AND MECHANICAL TECHNICAL ADVISORY COMMITTEE WITHIN THE *NEW CASTLE COUNTY CODE*

WHEREAS, the Plumbing and Mechanical Technical Advisory Committee ("PMTAC") and its related code requirements do not formally appear in the body of *New Castle County Code*; and

WHEREAS, for consistency the Plumbing and Mechanical Technical Advisory Committee is being incorporated into *County Code*, consistent with all other Committees, Boards, and Commissions; and

WHEREAS, New Castle County Council finds that the provisions of this Ordinance are rationally and reasonably related to and substantially advance its goal of protecting and preserving legitimate government interests, including the protection and preservation of the public health, safety, prosperity, general welfare, and quality of life of New Castle County and its residents.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. *New Castle County Code* Chapter 6 ("Building Code"), Article 3 ("Administration") is hereby amended to include a new section by adding the material that is underlined, as follows.

…

Sec. 6.03.024 - Plumbing and Mechanical Technical Advisory Committee.

A. *Establishment*. The Plumbing and Mechanical Technical Advisory Committee ("PMTAC") is established and authorized by appointment of the General Manager of the Department of Land Use.

B. *Purpose*.

1. The PMTAC is to advise the Licensing Division within the Department of Land Use regarding the application and administration of the provisions of the International Plumbing Code, International Mechanical Code, International Fuel Gas Code, International Energy Conservation Code, and associated codes and standards with respect to:

a. Reviewing and recommending code amendments, interpretations, and modifications.

b. Reviewing and recommending the minimum acceptable qualifications for the purpose of issuing plumbing and mechanical contractor licenses (excluding licenses issued by the State of

Delaware) for the purposes of obtaining a permit.

c. Reviewing and recommending appropriate action on new equipment or products.

d. Reviewing and recommending appropriate administrative actions to be imposed for violations of code provisions when requested to do so.

C. *Membership*.

1. PMTAC shall consist of a minimum of 7 members who have held valid New Castle County plumbing, heating, and/or air conditioning licenses for at least 10 years and whose license remains active. Members must have a place of business in New Castle County but are not employed by the County.

2. Appointments are for a 4-year term.

3. Any member of PMTAC who fails to attend 3 consecutive, regularly-scheduled meetings forfeits membership and the resulting vacancy shall be filled as provided under this section.

a. When the Chair deems the absence from a meeting to be due to illness, incapacity, or a family crisis, then such absence shall be excused and not count against the member.

4. Vacancies

a. Mid-term vacancies, excluding the chair, shall be filled by the General Manager of the Department of Land Use for the remainder of the term and in the same manner as in the case of regular appointments under this section. Any member whose term has expired may continue to serve until reappointed or replaced.

5. Only eligible Committee members, which does not include current employees of any governmental body, shall be compensated for each meeting attended in accordance with a pay plan adopted by County Council.

D. *Chair, election, and duties*.

1. Election of the Chair.

a. Nominations for the Chair shall be made from the floor and the election shall follow immediately thereafter.

1. The candidate receiving at least a majority vote shall be declared elected.

b. Mid-term vacancies in the office of Chair shall be filled immediately by regular election procedures at the first scheduled business meeting following the vacancy.

c. Should the Chair be absent from a meeting, the members present shall elect one of their members to be the temporary Chair.

2. *Duties*

a. The Chair shall preside at all meetings and hearings of the PMTAC and shall perform all duties normally conferred by parliamentary usage on such office as well as those duties specified in any bylaws.

b. The Chair shall be a voting member of the PMTAC, and shall have the privilege of discussing all matters before the PMTAC.

E. *Staff.*

1. The Licensing Division of the Department of Land Use shall provide support staff to accomplish the PMTAC's administrative functions and responsibilities.

2. Staff shall maintain the minutes and records of the PMTAC, prepare agenda of regular and special meetings, provide notice of meetings to committee members, arrange proper public notice of meetings and any other public advertising, and attend to the correspondence of the committee.

3. The Department of Law shall provide necessary legal support to assist the committee to accomplish its assigned functions.

F. *Business Meetings.*

1. The PMTAC shall meet as needed to address organizational matters and such other business that the Chair or a majority of the Committee deems appropriate.

2. The regular business meetings of the PMTAC shall be held at the call of the Chair at a time and place the PMTAC designates.

3. A quorum of not less than 4 members shall be necessary for the PMTAC to take official action on any matter. A motion is carried by a simple majority of members present.

4. If requested by the Chair or by a majority of the members present at any properly constituted meeting, voting shall be by roll call and a record of the roll shall be kept as a part of the minutes.

5. Special meetings may be called by the Chair, or by a majority of the members present at a regularly scheduled meeting. The public notice of the special meeting shall specify its purpose and no other business will be considered.

6. A meeting may be postponed to an alternative date and time agreeable to the Committee upon at least a majority vote in favor.

7. Proceedings shall be conducted in accordance with 29 *Del. C.* Ch. 100 ("The *Delaware Freedom of Information Act*").

8. At the business meeting, the order of business shall be:

a. Call to order.

b. Roll call and determination of quorum.

c. Minutes of previous meeting.

d. New Business (as specifically identified in the meeting notice).

e. Schedule for next meeting.

f. Adjournment.

9. *Robert's Rules of Order* shall govern the meetings of the PMTAC unless they are inconsistent with bylaws adopted by the PMTAC, in which case the bylaws prevail.

10. The members of the PMTAC should be provided the meeting minutes within 10 business days, where possible.

G. *Amendments*.

1. The PMTAC, to the extent it deems necessary or helpful, may adopt and amend bylaws and rules to govern the procedure of the Committee.

Section 2. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
of New Castle County

SYNOPSIS: This Ordinance codifies language regarding the Plumbing and Mechanical Technical Advisory Committee ("PMTAC") within the *New Castle County Code.*

FISCAL NOTE: This Ordinance has no known fiscal impact.

Prime sponsor(s): Ms. Durham
Date of introduction: December 9, 2025

ORDINANCE NO. 25-164

AMENDING *NEW CASTLE COUNTY CODE* CHAPTER 40 ("UNIFIED DEVELOPMENT CODE") AND APPENDIX 6 RELATING TO THE STRUCTURE OF CERTAIN COUNTY COMMITTEES

WHEREAS, language identifying a Design Review Advisory Committee ("DRAC"), the Resource Protection Area Technical Advisory Committee ("RPATAC"), and the Technical Advisory Committee ("TAC") should be comprehensive and clear; and

WHEREAS, language currently describing membership for RPATAC is located in an appendix separated from the Code section establishing RPATAC in the body of the *New Castle County Code*; and

WHEREAS, updates to the membership of the TAC are necessary to align with the function of the committee; and

WHEREAS, the current relevant sections of the *County Code* are in need of clarity and specificity so that they are more clearly understood and more closely followed; and

WHEREAS, New Castle County Council finds that the provisions of this Ordinance are rationally and reasonably related to and substantially advance its goal of protecting and preserving legitimate government interests, including the protection and preservation of the public health, safety, prosperity, general welfare, and quality of life of New Castle County and its residents.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. *New Castle County Code* Chapter 40 ("Unified Development Code") and Appendix 6 are hereby amended by adding the material that is underlined and deleting the material with strikethroughs, as follows.

Chapter 40 – UNIFIED DEVELOPMENT CODE…

…

Sec. 40.26.420. Designation <u>of district</u>.

A. County Council may establish <u>a</u> Hometown (<u>"</u>HT<u>"</u>) Overlay Zoning District~~s~~, pursuant to process and standards for a zoning map amendment set forth in Article 31 of this Chapter.
B. The ~~Hometown~~ (HT~~)~~ Overlay Zoning District encompasses the boundaries of communities and neighborhoods that will be subject to a modification of

dimensional standards as set forth herein and by an approved Community Redevelopment Plan.

C. When the establishment of a ~~Hometown~~ HT Overlay District requires an amendment to the Comprehensive Development Plan, the County must amend the Comprehensive Plan consistent with State Code.

D. The description and identification of these communities shall be through civic initiative and public input to determine the unique qualities, landscapes, land use, development patterns, amenities, road network and transit facilities, community uses, public spaces and other assets that define and characterize that community. The delineation of a community shall not be comprised of only one ~~(1)~~ land use type. Communities are composed of a variety of uses that include residential, commercial, employment, recreational and institutional uses. While not all communities have each of these categories, all communities do exhibit a variety of land uses that together contribute to the identity and function of the community.

E. All proposed land use applications reviewed by the Department shall comply with a Community Redevelopment Plan and/or Design Guidelines adopted for a community.

F. A Design Review Advisory Committee shall be established pursuant to Section 40.30.450 for each HT Zoning Overlay District that is created.

1. Currently, an HT Zoning Overlay District exists in:

a. Claymont
b. Hockessin
c. Centreville
d. North St. Georges

~~**Sec. 40.26.440. - Design Review Advisory Committee ("DRAC").**~~

~~A Design Review Advisory Committee shall be established pursuant to Section 40.30.450 for each Hometown Zoning Overlay District created.~~

Sec. 40.30.430. - Resource Protection Area, Technical Advisory Committee ("RPATAC").

A. The purposes and duties of the RPATAC are to:

1. ~~A.~~ Provide technical support and recommendations to the Department concerning the technical definition and criteria of any resource protection area or level as depicted in Table 40.10.010.

2. ~~B.~~ Advise the Department when it is determined that environmental standards contained in this Article should be amended.

3. ~~C.~~ Provide technical support and recommendations to the Department, Board of Adjustment and Planning Board regarding any application concerning an Article 10 standard.

4. ~~D.~~ Advise the Department when the RPATAC determines that Article 10, or any regulations, interpretations or policies promulgated pursuant to Article 10, should be amended.

5. ~~E.~~ Assist the Department as requested.

6. ~~F.~~ Provide technical support, review and recommendations on all floodplain variance applications and variance applications concerning the reduction of the required OSR for major residential land developments depicted in Table 40.04.110.

7. ~~H.~~ Upon request from the Department, RPATAC shall provide recommendations regarding application of the standards to rezoning, subdivision, and land development submissions relative to any issue involving a protected resource.

8. ~~I.~~ Provide technical support and recommendations to the Department concerning the transfer of development rights from one WRPA to another.

B. Membership

1. The RPATAC shall consist of 13 members, each appointed by the County Executive for a 4 year term. The County Executive shall designate the Chair.

2. The 13 members will include one representative from each of the following:

    a. Energy industry

    b. Consulting Engineers' Council

    c. Department of Natural Resources and Environmental Control

    d. Delaware Geologic Survey

    e. The County Chamber of Commerce

    f. The County Department of Land Use

    g. The County Department of Public Works

    h. Water Company

    i. University of Delaware Water Resources Agency

    j. Environmental advocacy group

    k. Private sector

    l. New Castle Conservation District

    m. Private sector environmental professional

3. Members may be reappointed, and each member may serve until a successor is appointed.

C. Only eligible Committee members, which does not include current employees of any governmental body, shall be compensated for each meeting attended in accordance with a pay plan adopted by County Council.

…

Sec. 40.30.450. - Design Review Advisory Committee ("DRAC").

A. A DRAC shall be established for each ~~Hometown~~ HT Overlay Zoning District. The Department shall ~~be~~ provide the professional staff for each Committee. The current Design Review Advisory Committees are the:

1. Claymont Design Review Advisory Committee
2. Hockessin Design Review Advisory Committee
3. Centreville Design Review Advisory Committee
4. North St. Georges Design Review Advisory Committee

~~A~~ B. Purposes and duties of each Committee shall be:...

~~B~~ C. The Committee shall adopt bylaws and rules…

~~C~~ D. Members. The District Council person(s), in whose councilmanic district…

E. Only eligible Committee members, which does not include current employees of any governmental body, shall be compensated for each meeting attended in accordance with a pay plan adopted by County Council.

APPENDIX 6. - MISCELLANEOUS ITEMS

1. Technical Advisory Committee.

One (1) representative from each of the following:

a. New Castle County Department of Land Use

~~Licensing Division, Engineering Section~~

~~Planning Division, Historic Preservation Section~~

~~Department of Public Works~~

~~Department of Police~~

b. New Castle Conservation District

c. Delaware Geological Survey

d. Delaware Department of Natural Resources Environmental Control

e. Delaware Department of Transportation

~~State of Delaware~~

~~Division of Public Health~~

~~Division of State Police (Planning Section, Troop 1, Troop 6, Troop 9)~~

~~Office of the State Fire Marshal~~

~~DelDOT, State Highway Department, Subdivision Manager~~

~~DelDOT, Division of Highways~~

~~DNREC, Office of the Secretary~~

~~State Planning Coordinator~~

~~Department of Agriculture, Urban Forester~~

~~Bureau of Archeology and Historic Preservation~~

~~Delaware Transit Corporation~~

f. Water Resources Agency ~~of New Castle County~~

~~Public Service Commission~~

~~Public Water Company (City of Newark, United Water Delaware, City of Wilmington, Artesian, Tidewater Utilities, Town of Middletown)~~

~~Delaware Farm Bureau~~

g. Private Sector

Only eligible Committee members, which does not include current employees of any governmental body, shall be compensated for each meeting attended in accordance with a pay plan adopted by County Council.

~~2. Resource Protection Area Technical Advisory Committee.~~

~~One (1) representative from each of the following:~~

~~Chemical Industry~~

~~Consulting Engineers' Council~~

~~DNREC~~

~~Delaware Geologic Survey~~

~~The County Chamber of Commerce~~

~~The County Department of Land Use~~

~~The County Department of Public Works~~

~~Water Company Representative~~

~~Water Resources Agency of New Castle County~~

~~University of Delaware Water Resources Agency~~

~~Environmental Advocacy Group Representative~~

~~Private Sector Representative~~

~~New Castle Conservation District~~

~~Private Sector Environmental Professional~~

~~The members shall be appointed by the County Executive for a four (4) year term. The members may be reappointed, and each member shall serve until a successor is appointed. The chairman shall be designated by the County Executive~~….

~~3~~ 2. Department of Land Use Distribution of Approved Plans….

4 3. Source of Data for Establishing Resource Protection Levels (supplement to Table 40.05.420).

Section 2. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
of New Castle County

SYNOPSIS: This Ordinance clarifies the language regarding Hometown Zoning Overlay Districts and the accompanying Design Review Advisory Committees that are associated with each District as required under Sections 40.26.240 and 40.30.450.

Furthermore, the Ordinance removes redundant language in Section 40.26.440. In addition, importantly, as with other committees and boards, the Ordinance consolidates code sections and membership structure relating to the RPATAC in a manner that is much easier to follow by organizing the language in a more comprehensive and logical manner, from Appendix 6 to Section 40.30.430.

Finally, this Ordinance updates the membership of the Technical Advisory Committee.

FISCAL NOTE: This Ordinance has no discernible fiscal impact.

Prime Sponsor(s): Ms. Durham
Date of introduction: December 9, 2025

ORDINANCE NO. 25-165

AMENDING THE PAY PLANS AND RATES OF PAY FOR ELIGIBLE MEMBERS OF CERTAIN NEW CASTLE COUNTY BOARDS, COMMITTEES, AND COMMISSIONS

WHEREAS, there remain individuals who serve without compensation on several New Castle County boards, committees, and commissions (hereinafter, collectively the "Committees" (plural) or "Committee" (singular), where circumstances provide) although they perform invaluable service to the County without payment; and

WHEREAS, presently, most eligible Committee members are compensated; that said, the members of the Design Review Advisory Committee, the Resource Protection Area Technical Advisory Committee, and the Plumbing and Mechanical Technical Advisory Committee are not compensated; and

WHEREAS, as a matter of fairness the above should be remedied to place all eligible members of Committees on equal footing; and

WHEREAS, compensating members helps address the challenge of finding qualified individuals to serve on Committees; and

WHEREAS, individuals who serve on Committees often must personally pay for expenses in addition to suffering lost opportunities elsewhere where they could receive compensation for their services; and

WHEREAS, serving on a Committee can cause personal hardship vis a vis family commitments and other matters; and

WHEREAS, equally compensating members of County Committees provides fairness, helps attract more County residents to serve, helps improve retention, and provides greater parity among the Committees; and

WHEREAS, New Castle County Council finds that the provisions of this Ordinance are rationally and reasonably related to and substantially advance its goal of protecting and preserving legitimate government interests, including the protection and preservation of the public health, safety, prosperity, general welfare, and quality of life of New Castle County and its residents.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The pay plans and rates of pay for the members of the Committees identified on the attached Exhibits, which does not include current employees of any governmental body, are hereby amended by adding the material that is underscored as reflected on Exhibits A and B.

Section 2. This Ordinance shall become effective upon the date of its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156

Adopted by County Council
of New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
of New Castle County

SYNOPSIS: This Ordinance proposes to amend the pay plans and rates of pay for attendance at regular and special meetings for eligible members who serve on the New Castle County Committees identified on the attached Exhibits A and B, as identified with underlines, which does not include current employees of any governmental body.

FISCAL NOTE: TBD

Prime Sponsor(s): Mr. Toole, Mr. Caneco
Requested by: Public Safety
Date of introduction: December 9, 2025

RESOLUTION NO. 25-203

AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH AXON ENTERPRISE, INC. FOR THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE

WHEREAS, New Castle County, Department of Public Safety, Division of Police has re-negotiated a ten-year contract with Axon Enterprises for hardware and software related to Body-Worn Cameras (BWC), tasers, drones, the new Real-Time Information Center, in-car cameras, evidence storage and Automatic License Plate Readers (ALPRS); and

WHEREAS, the new contract requires immediate payment in December 2025 that was not included in the Division of Police's current operating budget; and

WHEREAS, corresponding Ordinance 25-158 will need to be passed by County Council to appropriate additional funding for FY2026 in the amount of $750,000; and

WHEREAS, under the new contract, $4,782,523.66 will have to be added to the annual operating budget for the Division of Police between FY2027 and FY2029; and

WHEREAS, under the new contract, the annual payment will remain the same from FY2029 through FY2035; and

WHEREAS, this agreement between Axon Enterprise, Inc. and New Castle County is a ten-year agreement effective January 1, 2026 through June 30, 2035; and

WHEREAS, the County Executive has presented the contract listed below to County Council for its approval prior to the County Executive's signature; and

WHEREAS, County Council has determined that the purpose of the contract listed below is to advance, and is reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, BE IT RESOLVED by and for the County Council of New Castle County hereby authorizes the County Executive to sign the attached agreement with Axon Enterprise, Inc.

This Resolution shall become effective immediately upon its adoption by County Council.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

SYNOPSIS: This Resolution authorizes the County Executive to execute a ten-year contract with Axon Enterprises for hardware and software related to Body-Worn Cameras (BWC), tasers, drones, the new Real-Time Information Center, in-car cameras, evidence storage and Automatic License Plate Readers (ALPRS).

FISCAL NOTE: The fiscal impact of this agreement is $750,000 in FY2026, $2,237,323 in FY2027, $500,000 in FY2028 and $2,045,200.66 in FY2029. The annual payment will remain the same from FY2029 through FY2035.

Corresponding Ordinance 25-xxx will need to be passed by County Council to appropriate additional funding for FY2026 in the amount of $750,000.

Acknowledged by the Chief Financial Officer November 14, 2025.

INTENT TO PIGGYBACK OFF COOPERATIVE PROCUREMENT

League of Oregon Cities Contract #020270

This agreement ("the Agreement") is hereby made this ___ day of November, 2025, by the New Castle County Police Department ("Agency") and Axon Enterprise, Inc. ("Axon"). Collectively, Agency and Axon are the "Parties."

WHEREAS, the Agency is desirous of having Axon provide Law Enforcement Equipment, as herein described; and

WHEREAS, Axon is a party to Contract No. 20270 with League of Oregon Cities dated February 25, 2020, related to "Law Enforcement Equipment" and available to qualified government members of National Purchasing Partners, LLC ("NPP"), as amended (the "NPP Contract"), which is incorporated herein by reference; and

WHEREAS, Axon has agreed to provide goods and services within the scope of the NPP Contract to the Agency at the same prices chargeable to NPP; and

WHEREAS, the goods and/or services required by the Agency and that the Agency seeks to obtain from Axon are within the scope of the NPP Contract; and

WHEREAS, it is the purpose of this Agreement to describe the formal rights and obligations of the parties;

NOW, THEREFORE, WITNESSETH that, for the consideration herein indicated, and in consideration of the mutual promises and covenants set forth in this Agreement, the Parties agree as follows:

1. The Parties intend to utilize the NPP Contract for the goods and services detailed in Quote Q-736568-45972AF (the "Quote") which is fully incorporated into this Agreement and attached hereto as Exhibit A.
2. The Parties agree that the following section of the Master Services and Purchasing Agreement within the NPP Contract is hereby deleted in its entirety and replaced with:

   2.2. Upon completion of the Subscription Term, the Subscription Term may renew for a mutually agreeable period of time upon mutual written agreement of the Parties ("Renewal Term"). For purchase of TASER 7 or TASER 10 as a standalone, Axon may increase pricing to its then-current list pricing for any Renewal Term. New devices and services may require additional terms. Axon will not authorize services until Axon receives a signed Quote or accepts a purchase order, whichever is first.

This Agreement, together with the NPP Contract, constitutes the entire agreement between the Parties relating to the subject matter of this Agreement. All prior understandings, agreements, correspondence and discussions of the Parties are merged into and made a part of this agreement. To the extent that the terms of the documents conflict, the terms of this Agreement shall control.

This Agreement may be executed by the Parties by facsimile and in counterparts, each of which shall be deemed an original and all of which together shall constitute one and the same instrument.

Each representative identified below declares they have been expressly authorized to execute this Agreement as of the date of signature.

Signature Page to Follow

Axon Enterprise, Inc.	**Agency:** **New Castle County Police Department (DE)**
Signature: _____	Signature: _____
Name: _____	Name: _____
Title: _____	Title: _____
Date: _____	Date: _____

Exhibit A – Axon Quote

(Placeholder)

Axon Enterprise, Inc.
17800 N 85th St
Scottsdale, Arizona 85255
United States
VAT: 86-0741227
Domestic:(800) 978-2737
International: +1.800.978.2737

R25-203

Q-736568-45972AF

Issued: 11/11/2025

Quote Expiration: 12/31/2025

Estimated Contract Start Date: 01/01/2026

Account Number: 119937

Payment Terms: N30

Mode of Delivery: UPS-GND

Credit/Debit Amount: $0.00

SHIP TO	BILL TO
New Castle County Police Dept. - DE 3601 N Dupont Hwy New Castle, DE 19720-6315 USA	New Castle County Police Dept. - DE 87 Reads Way New Castle DE 19720-1648 USA Email:

SALES REPRESENTATIVE	PRIMARY CONTACT
Christine Della Vecchia Phone: Email: cdellavecchia@axon.com Fax:	Benjamin Feldmann Phone: 3023958017 Email: bfeldmann@nccde.org Fax:

Quote Summary

Program Length	120 Months
TOTAL COST	$50,566,405.15
ESTIMATED TOTAL W/ TAX	$50,566,405.15

Discount Summary

Average Savings Per Year	$2,100,601.36
TOTAL SAVINGS	$21,006,013.62

Payment Summary

Date	Subtotal	Tax	Total
Dec 2025	$750,000.00	$0.00	$750,000.00
Jul 2026	$3,500,000.00	$0.00	$3,500,000.00
Jul 2027	$4,000,000.00	$0.00	$4,000,000.00
Jul 2028	$6,045,200.66	$0.00	$6,045,200.66
Jul 2029	$6,045,200.66	$0.00	$6,045,200.66
Jul 2030	$6,045,200.66	$0.00	$6,045,200.66
Jul 2031	$6,045,200.66	$0.00	$6,045,200.66
Jul 2032	$6,045,200.66	$0.00	$6,045,200.66
Jul 2033	$6,045,200.66	$0.00	$6,045,200.66
Jul 2034	$6,045,201.19	$0.00	$6,045,201.19
Total	**$50,566,405.15**	**$0.00**	**$50,566,405.15**

Quote Unbundled Price:	**$71,570,514.19**
Quote List Price:	**$53,114,223.99**
Quote Subtotal:	**$50,566,405.15**

Pricing

All deliverables are detailed in Delivery Schedules section lower in proposal

Item	Description	Qty	Term	Unbundled	List Price	Net Price	Subtotal	Tax	Total
Program									
100553	TRANSFER BALANCE - SOFTWARE AND SERVICES	1			$1.00	($463,846.42)	($463,846.42)	$0.00	($463,846.42)
80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	36		$108.00	$108.00	$38,880.00	$0.00	$38,880.00
80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	60		$108.00	$108.00	$64,800.00	$0.00	$64,800.00
80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	84		$108.00	$108.00	$90,720.00	$0.00	$90,720.00
100552	TRANSFER BALANCE - GOODS	1			$1.00	$559,990.40	$559,990.40	$0.00	$559,990.40
Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	84	$295.05	$233.56	$233.56	$196,190.40	$0.00	$196,190.40
M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	120	$673.74	$420.21	$420.21	$22,691,340.00	$0.00	$22,691,340.00
B00060	BUNDLE - OUTPOST	100	60	$299.46	$229.09	$179.11	$1,074,660.00	$0.00	$1,074,660.00
B00060	BUNDLE - OUTPOST	100	56	$303.03	$229.09	$0.00	$0.00	$0.00	$0.00
Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	60	$342.46	$224.24	$224.24	$134,544.00	$0.00	$134,544.00
Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	36	$462.51	$215.39	$215.39	$77,540.40	$0.00	$77,540.40
Fleet3ARe	Fleet 3 Advanced Renewal	25	60	$229.34	$189.57	$189.57	$284,355.00	$0.00	$284,355.00
Fleet3ARe	Fleet 3 Advanced Renewal	25	60	$229.31	$189.57	$189.57	$284,355.00	$0.00	$284,355.00
Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	12	$833.67	$207.00	$207.00	$24,840.00	$0.00	$24,840.00
S00016	AXON AI - AI ERA	450	120	$302.89	$238.92	$212.37	$11,468,160.00	$0.00	$11,468,160.00
BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	120	$78.27	$39.98	$39.98	$115,142.40	$0.00	$115,142.40
IR2CB	Interview Room 2 Camera Essential	3	120	$421.01	$447.83	$447.83	$161,218.80	$0.00	$161,218.80
T00001	AB4 FLEX POV TAP BUNDLE	40	120	$4.73	$8.53	$8.53	$40,944.00	$0.00	$40,944.00
IR2CB	Interview Room 2 Camera Essential	5	120	$404.87	$427.18	$427.18	$256,308.00	$0.00	$256,308.00
A la Carte Hardware									
11630	Audio Collector Hardware Fee	1			$1.00	$0.00	$0.00	$0.00	$0.00
72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25			$2,695.00	$0.00	$0.00	$0.00	$0.00
102737	AXON OUTPOST - STANDARD HARDWARE KIT	100			$249.00	$0.00	$0.00	$0.00	$0.00
102737	AXON OUTPOST - STANDARD HARDWARE KIT	100			$249.00	$0.00	$0.00	$0.00	$0.00
101294	AXON VR - TABLET	3			$1,395.00	$0.00	$0.00	$0.00	$0.00
101300	AXON VR - TABLET CASE	3			$65.00	$65.00	$195.00	$0.00	$195.00
101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6			$100.00	$100.00	$600.00	$0.00	$600.00
101408	AXON FUSUS - CORE - CAD	1			$600.00	$600.00	$600.00	$0.00	$600.00
102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2			$324.00	$324.00	$648.00	$0.00	$648.00
102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2			$339.00	$339.00	$678.00	$0.00	$678.00
102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2			$351.00	$351.00	$702.00	$0.00	$702.00
11630	THIRD PARTY PROVIDED HARDWARE	1			$1.00	$3,140.00	$3,140.00	$0.00	$3,140.00
101294	AXON VR - TABLET	3			$1,395.00	$1,395.00	$4,185.00	$0.00	$4,185.00
100210	AXON VR - TAP REFRESH 1 - TABLET	3			$1,578.00	$1,578.00	$4,734.00	$0.00	$4,734.00
100210	AXON VR - TAP REFRESH 1 - TABLET	3			$1,578.00	$1,578.00	$4,734.00	$0.00	$4,734.00
100211	AXON VR - TAP REFRESH 2 - TABLET	3			$1,651.00	$1,651.00	$4,953.00	$0.00	$4,953.00
100211	AXON VR - TAP REFRESH 2 - TABLET	3			$1,651.00	$1,651.00	$4,953.00	$0.00	$4,953.00
100212	AXON VR - TAP REFRESH 3 - TABLET	3			$1,709.00	$1,709.00	$5,127.00	$0.00	$5,127.00
100212	AXON VR - TAP REFRESH 3 - TABLET	3			$1,709.00	$1,709.00	$5,127.00	$0.00	$5,127.00
101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3			$2,054.00	$2,054.00	$6,162.00	$0.00	$6,162.00
71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25			$249.00	$249.00	$6,225.00	$0.00	$6,225.00
74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6			$1,748.50	$1,748.50	$10,491.00	$0.00	$10,491.00

100748	AXON VR - CONTROLLER - TASER 10	6		$1,785.00	$1,785.00	$10,710.00	$0.00	$10,710.00
101611	AXON VR - CONTROLLER - RIFLE VRM4R	2		$5,499.00	$5,499.00	$10,998.00	$0.00	$10,998.00
101413	AXON VR - CONTROLLER - HANDGUN VR320H	6		$1,900.00	$1,900.00	$11,400.00	$0.00	$11,400.00
101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6		$1,931.00	$1,931.00	$11,586.00	$0.00	$11,586.00
101751	AXON VR - HEADSET - HTC FOCUS VISION	6		$1,993.00	$1,993.00	$11,958.00	$0.00	$11,958.00
101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6		$2,010.00	$2,010.00	$12,060.00	$0.00	$12,060.00
101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6		$2,086.00	$2,086.00	$12,516.00	$0.00	$12,516.00
20373	AXON VR - TAP REFRESH 1 - HEADSET	6		$2,156.00	$2,156.00	$12,936.00	$0.00	$12,936.00
101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6		$2,156.00	$2,156.00	$12,936.00	$0.00	$12,936.00
101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6		$2,218.00	$2,218.00	$13,308.00	$0.00	$13,308.00
20374	AXON VR - TAP REFRESH 2 - HEADSET	6		$2,244.00	$2,244.00	$13,464.00	$0.00	$13,464.00
20375	AXON VR - TAP REFRESH 3 - HEADSET	6		$2,329.00	$2,329.00	$13,974.00	$0.00	$13,974.00
101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4		$4,000.00	$4,000.00	$16,000.00	$0.00	$16,000.00
101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4		$4,000.00	$4,000.00	$16,000.00	$0.00	$16,000.00
101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4		$4,000.00	$5,000.00	$20,000.00	$0.00	$20,000.00
11630	THIRD PARTY PROVIDED HARDWARE	1		$1.00	$45,895.00	$45,895.00	$0.00	$45,895.00
101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25		$1,899.00	$1,899.00	$47,475.00	$0.00	$47,475.00
101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12		$4,000.00	$4,000.00	$48,000.00	$0.00	$48,000.00
101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4		$20,231.00	$20,231.00	$80,924.00	$0.00	$80,924.00
101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4		$28,268.00	$35,335.00	$141,340.00	$0.00	$141,340.00
101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4		$28,268.00	$35,335.00	$141,340.00	$0.00	$141,340.00
101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4		$28,268.00	$35,335.00	$141,340.00	$0.00	$141,340.00
101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4		$43,476.00	$43,476.00	$173,904.00	$0.00	$173,904.00
101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4		$43,476.00	$43,476.00	$173,904.00	$0.00	$173,904.00
101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4		$43,476.00	$54,345.00	$217,380.00	$0.00	$217,380.00
101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4		$43,476.00	$54,345.00	$217,380.00	$0.00	$217,380.00
101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48		$5,000.00	$5,000.00	$240,000.00	$0.00	$240,000.00
101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9		$28,268.00	$28,268.00	$254,412.00	$0.00	$254,412.00
101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12		$28,268.00	$35,335.00	$424,020.00	$0.00	$424,020.00
101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12		$28,268.00	$35,335.00	$424,020.00	$0.00	$424,020.00
102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1		$469,850.00	$469,850.00	$469,850.00	$0.00	$469,850.00
101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9		$57,744.00	$57,744.00	$519,696.00	$0.00	$519,696.00
101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12		$43,476.00	$54,345.00	$652,140.00	$0.00	$652,140.00
H00002	AB4 Multi Bay Dock Bundle	24		$1,638.90	$0.00	$0.00	$0.00	$0.00
H00003	AB4 1-Bay Dock Bundle	263		$229.00	$0.00	$0.00	$0.00	$0.00
H00001	AB4 Camera Bundle	397		$899.00	$899.00	$356,903.00	$0.00	$356,903.00
H00001	AB4 Camera Bundle	53		$899.00	$899.00	$47,647.00	$0.00	$47,647.00
H00003	AB4 1-Bay Dock Bundle	187		$229.00	$229.00	$42,823.00	$0.00	$42,823.00
H00004	AB4 FLEX POV HARDWARE BUNDLE	40		$299.00	$299.00	$11,960.00	$0.00	$11,960.00
A la Carte Software								
100941	Automated Non-Emergency Triage	1	36	$1.00	$0.00	$0.00	$0.00	$0.00
100941	Automated Non-Emergency Triage	1	36	$1.00	$0.00	$0.00	$0.00	$0.00
100941	Automated Non-Emergency Triage	1	48	$1.00	$0.00	$0.00	$0.00	$0.00

100941	Assistive Dispatch	1	36	$1.00	$0.00	$0.00	$0.00	$0.00
100941	Assistive Dispatch	1	36	$1.00	$0.00	$0.00	$0.00	$0.00
100941	Assistive Dispatch	1	48	$1.00	$0.00	$0.00	$0.00	$0.00
100941	Assistive Call-Taking	1	36	$1.00	$0.00	$0.00	$0.00	$0.00
100941	Assistive Call-Taking	1	36	$1.00	$0.00	$0.00	$0.00	$0.00
100941	Assistive Call-Taking	1	48	$1.00	$0.00	$0.00	$0.00	$0.00
12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	108	$275.00	$275.00	$29,700.00	$0.00	$29,700.00
12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	120	$275.00	$275.00	$33,000.00	$0.00	$33,000.00
101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	36	$305.83	$305.83	$44,039.52	$0.00	$44,039.52
101199	AXON AIR - SKYDIO DFR COMMAND	4	42	$933.75	$1,037.50	$174,300.00	$0.00	$174,300.00
101199	AXON AIR - SKYDIO DFR COMMAND	3	60	$933.75	$1,117.12	$201,080.97	$0.00	$201,080.97
101199	AXON AIR - SKYDIO DFR COMMAND	4	72	$864.58	$830.00	$239,040.00	$0.00	$239,040.00
102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	120	$1,009.71	$1,009.71	$242,330.40	$0.00	$242,330.40
101199	AXON AIR - SKYDIO DFR COMMAND	4	90	$899.17	$899.17	$323,700.00	$0.00	$323,700.00
102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	120	$1,514.57	$1,514.57	$363,496.80	$0.00	$363,496.80
102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	120	$7,444.87	$7,444.87	$893,384.40	$0.00	$893,384.40
101199	AXON AIR - SKYDIO DFR COMMAND	9	120	$933.75	$933.75	$1,008,450.00	$0.00	$1,008,450.00
ProLicense	Pro License Bundle	5	120	$54.52	$54.03	$32,418.00	$0.00	$32,418.00
BasicLicense	Basic License Bundle	25	120	$18.17	$18.01	$54,030.00	$0.00	$54,030.00
A la Carte Services								
85055	AXON BODY - PSO - FULL SERVICE	1		$40,000.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3		$1,500.00	$0.00	$0.00	$0.00	$0.00
100837	Automated Non-Emergency Triage Implementation Fee	1		$1.00	$0.00	$0.00	$0.00	$0.00
100837	Audio Collector Technical Implementation Fee	1		$1.00	$0.00	$0.00	$0.00	$0.00
100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1		$3,000.00	$3,000.00	$3,000.00	$0.00	$3,000.00
102201	AXON DEDRONE - INSTALL SERVICES	2		$3,500.00	$3,500.00	$7,000.00	$0.00	$7,000.00
101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1		$9,000.00	$9,000.00	$9,000.00	$0.00	$9,000.00
101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1		$11,000.00	$11,000.00	$11,000.00	$0.00	$11,000.00
101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49		$425.00	$425.00	$20,825.00	$0.00	$20,825.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
99901	AXON ACCELERATE CONFERENCE REGISTRATION	30		$899.00	$899.00	$26,970.00	$0.00	$26,970.00
101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2		$35,250.00	$35,250.00	$70,500.00	$0.00	$70,500.00
101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2		$35,250.00	$35,250.00	$70,500.00	$0.00	$70,500.00

101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2		$35,250.00	$44,062.50	$88,125.00	$0.00	$88,125.00
101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2		$35,250.00	$44,062.50	$88,125.00	$0.00	$88,125.00
101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6		$35,250.00	$35,250.00	$211,500.00	$0.00	$211,500.00
101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6		$35,250.00	$44,062.50	$264,375.00	$0.00	$264,375.00
102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	42	$1,350.00	$1,600.00	$268,800.00	$0.00	$268,800.00
102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	72	$1,250.00	$1,200.00	$345,600.00	$0.00	$345,600.00
102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	90	$1,300.00	$1,300.00	$468,000.00	$0.00	$468,000.00
102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	120	$1,350.00	$1,350.00	$486,000.00	$0.00	$486,000.00
102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	120	$1,350.00	$1,350.00	$1,458,000.00	$0.00	$1,458,000.00
A la Carte Warranties								
100213	AXON VR - EXT WARRANTY - TABLET	3	109	$4.97	$0.00	$0.00	$0.00	$0.00
101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	109	$0.00	$0.00	$0.00	$0.00	$0.00
100213	AXON VR - EXT WARRANTY - TABLET	3	109	$3.89	$3.89	$1,272.03	$0.00	$1,272.03
101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3		$1,949.00	$1,949.00	$5,847.00	$0.00	$5,847.00
101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3		$3,300.00	$3,300.00	$9,900.00	$0.00	$9,900.00
80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	108	$9.12	$9.12	$5,909.76	$0.00	$5,909.76
101007	AXON VR - EXT WARRANTY - CONTROLLER	6	109	$10.60	$10.60	$6,932.40	$0.00	$6,932.40
102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	108	$100.66	$100.66	$21,742.56	$0.00	$21,742.56
101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	109	$11.27	$11.27	$7,370.58	$0.00	$7,370.58
100197	AXON VR - EXT WARRANTY - HEADSET	6	109	$7.39	$7.39	$4,833.06	$0.00	$4,833.06
101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3		$5,249.00	$5,249.00	$15,747.00	$0.00	$15,747.00
101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4		$5,249.00	$5,249.00	$20,996.00	$0.00	$20,996.00
101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9		$5,249.00	$5,249.00	$47,241.00	$0.00	$47,241.00
101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	109	$0.00	$0.00	$0.00	$0.00	$0.00
102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	109	$1,235.47	$1,235.47	$403,998.69	$0.00	$403,998.69
Total						**$50,566,405.15**	**$0.00**	**$50,566,405.15**

Delivery Schedule

Hardware

Bundle	Item	Description	QTY	Shipping Location	Estimated Delivery Date
AB4 1-Bay Dock Bundle	100201	AXON BODY 4 - DOCK - SINGLE BAY	263	1	12/01/2025
AB4 1-Bay Dock Bundle	100201	AXON BODY 4 - DOCK - SINGLE BAY	187	1	12/01/2025
AB4 1-Bay Dock Bundle	71104	AXON - DOCK/DATAPORT POWERCORD - NORTH AMERICA	187	1	12/01/2025
AB4 1-Bay Dock Bundle	71104	AXON - DOCK/DATAPORT POWERCORD - NORTH AMERICA	263	1	12/01/2025
AB4 Camera Bundle	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	13	1	12/01/2025
AB4 Camera Bundle	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	53	1	12/01/2025

Hardware

Bundle	Item	Description	QTY	Shipping Location	Estimated Delivery Date
AB4 Camera Bundle	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	397	1	12/01/2025
AB4 Camera Bundle	100147	AXON BODY 4 - CAMERA - NA US FIRST RESPONDER BLK RAPIDLOCK	2	1	12/01/2025
AB4 Camera Bundle	100466	AXON BODY 4 - CABLE - USB-C TO USB-C	437	1	12/01/2025
AB4 Camera Bundle	100466	AXON BODY 4 - CABLE - USB-C TO USB-C	59	1	12/01/2025
AB4 Camera Bundle	100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE	59	1	12/01/2025
AB4 Camera Bundle	100775	AXON BODY 4 - MAGNETIC DISCONNECT CABLE	437	1	12/01/2025
AB4 Camera Bundle	74020	AXON BODY - MOUNT - MAGNET FLEXIBLE RAPIDLOCK	437	1	12/01/2025
AB4 Camera Bundle	74020	AXON BODY - MOUNT - MAGNET FLEXIBLE RAPIDLOCK	59	1	12/01/2025
AB4 FLEX POV HARDWARE BUNDLE	100200	AXON BODY 4 - FLEX POV MODULE	1	1	12/01/2025
AB4 FLEX POV HARDWARE BUNDLE	100200	AXON BODY 4 - FLEX POV MODULE	40	1	12/01/2025
AB4 FLEX POV HARDWARE BUNDLE	100852	AXON BODY 4 - C-CLIP - POV	40	1	12/01/2025
AB4 FLEX POV HARDWARE BUNDLE	100853	AXON BODY 4 - MOUNT - POV COLLAR	44	1	12/01/2025
AB4 FLEX POV HARDWARE BUNDLE	100958	AXON BODY 4 - FLEX POV MODULE CABLE 48 IN	40	1	12/01/2025
AB4 Multi Bay Dock Bundle	100206	AXON BODY 4 - 8 BAY DOCK	24	1	12/01/2025
AB4 Multi Bay Dock Bundle	70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	24	1	12/01/2025
AB4 Multi Bay Dock Bundle	71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	24	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100126	AXON VR - TACTICAL BAG	18	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100390	AXON TASER 10 - HANDLE - YELLOW CLASS 3R	450	2	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100390	AXON TASER 10 - HANDLE - YELLOW CLASS 3R	15	2	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100394	AXON TASER 10 - MAGAZINE - HALT TRAINING BLUE	16	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100396	AXON TASER 10 - MAGAZINE - INERT RED	18	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100399	AXON TASER 10 - CARTRIDGE - LIVE	9000	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100400	AXON TASER 10 - CARTRIDGE - HALT	4500	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100401	AXON TASER 10 - CARTRIDGE - INERT	30	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100591	AXON TASER - CLEANING KIT	5	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100616	AXON TASER 10 - HOLSTER - BLACKHAWK - RH	360	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100617	AXON TASER 10 - HOLSTER - BLACKHAWK - LH	90	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100623	ENHANCED HOOK-AND-LOOP TRAINING (HALT) SUIT (V2)	4	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100748	AXON VR - CONTROLLER - TASER 10	18	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	14	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101125	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - LH	4	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101294	AXON VR - TABLET	18	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101300	AXON VR - TABLET CASE	18	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101413	AXON VR - CONTROLLER - HANDGUN VR320H	18	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101455	AXON TASER 10 - REPLACEMENT TOOL KIT - INTERPOSER BUCKET	5	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101456	AXON TASER 10 - REPLACEMENT INTERPOSER BUCKET	5	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101747	AXON AIR - SKYDIO DOCK-BASED DFR FOR OSP HW KIT	1	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101751	AXON VR - HEADSET - HTC FOCUS VISION	18	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101755	AXON TASER 10 - MAGAZINE - LIVE DUTY BLACK V2	15	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101755	AXON TASER 10 - MAGAZINE - LIVE DUTY BLACK V2	450	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101757	AXON TASER 10 - MAGAZINE - LIVE TRAINING PURPLE V2	18	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101886	SIGNAL SENSOR	450	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101889	AXON SIGNAL - BATTERY - CR2032	450	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20018	AXON TASER - BATTERY PACK - TACTICAL	15	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20018	AXON TASER - BATTERY PACK - TACTICAL	450	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20018	AXON TASER - BATTERY PACK - TACTICAL	90	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	70033	AXON - DOCK WALL MOUNT - BRACKET ASSY	6	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	71019	AXON BODY - DOCK POWERCORD - NORTH AMERICA	6	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	1	12/01/2025

Hardware

Bundle	Item	Description	QTY	Shipping Location	Estimated Delivery Date
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80087	AXON TASER - TARGET - CONDUCTIVE PROFESSIONAL RUGGEDIZED	6	1	12/01/2025
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80090	AXON TASER - TARGET FRAME - PROFESSIONAL 27.5 IN X 75 IN	6	1	12/01/2025
Interview Room 2 Camera Essential	50118	AXON INTERVIEW - MIC - WIRED (STANDARD MIC)	10	1	12/01/2025
Interview Room 2 Camera Essential	50118	AXON INTERVIEW - MIC - WIRED (STANDARD MIC)	6	1	12/01/2025
Interview Room 2 Camera Essential	50298	AXON INTERVIEW - CAMERA - OVERT DOME	6	1	12/01/2025
Interview Room 2 Camera Essential	50298	AXON INTERVIEW - CAMERA - OVERT DOME	10	1	12/01/2025
Interview Room 2 Camera Essential	50322	AXON INTERVIEW - TOUCH PANEL PRO	3	1	12/01/2025
Interview Room 2 Camera Essential	50322	AXON INTERVIEW - TOUCH PANEL PRO	5	1	12/01/2025
Interview Room 2 Camera Essential	74056	AXON INTERVIEW - TOUCH PANEL WALL MOUNT	5	1	12/01/2025
Interview Room 2 Camera Essential	74056	AXON INTERVIEW - TOUCH PANEL WALL MOUNT	3	1	12/01/2025
A la Carte	100748	AXON VR - CONTROLLER - TASER 10	6	1	12/01/2025
A la Carte	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	1	12/01/2025
A la Carte	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	1	12/01/2025
A la Carte	101294	AXON VR - TABLET	3	1	12/01/2025
A la Carte	101294	AXON VR - TABLET	3	1	12/01/2025
A la Carte	101300	AXON VR - TABLET CASE	3	1	12/01/2025
A la Carte	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	1	12/01/2025
A la Carte	101408	AXON FUSUS - CORE - CAD	1	1	12/01/2025
A la Carte	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	1	12/01/2025
A la Carte	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	1	12/01/2025
A la Carte	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	1	12/01/2025
A la Carte	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	1	12/01/2025
A la Carte	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	1	12/01/2025
A la Carte	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	1	12/01/2025
A la Carte	11630	Audio Collector Hardware Fee	1	1	12/01/2025
A la Carte	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	1	12/01/2025
A la Carte	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	1	12/01/2025
A la Carte	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	1	01/01/2026
A la Carte	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	1	01/01/2026
BUNDLE - OUTPOST	102032	AXON OUTPOST - CAMERA	100	1	04/01/2026
BUNDLE - OUTPOST	102032	AXON OUTPOST - CAMERA	3	1	04/01/2026
BUNDLE - OUTPOST	102487	AXON OUTPOST - SOLAR PANEL - 50W	100	1	04/01/2026
BUNDLE - OUTPOST	102538	AXON OUTPOST - TOP MOUNT END CAP - STANDARD	100	1	04/01/2026
BUNDLE - OUTPOST	102543	AXON OUTPOST - BATTERY AND CHARGER ENCLOSURE - EXTENDED	100	1	04/01/2026
BUNDLE - OUTPOST	102552	AXON OUTPOST - POLE - STANDARD	100	1	04/01/2026
A la Carte	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	1	04/01/2026
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100399	AXON TASER 10 - CARTRIDGE - LIVE	1350	1	12/01/2026
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100400	AXON TASER 10 - CARTRIDGE - HALT	3600	1	12/01/2026
A la Carte	11630	THIRD PARTY PROVIDED HARDWARE	1	1	01/01/2027
A la Carte	11630	THIRD PARTY PROVIDED HARDWARE	1	1	01/01/2027
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100399	AXON TASER 10 - CARTRIDGE - LIVE	1350	1	12/01/2027
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100400	AXON TASER 10 - CARTRIDGE - HALT	3600	1	12/01/2027
A la Carte	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	1	01/01/2028
A la Carte	100210	AXON VR - TAP REFRESH 1 - TABLET	3	1	05/30/2028
A la Carte	100210	AXON VR - TAP REFRESH 1 - TABLET	3	1	05/30/2028
A la Carte	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	1	05/30/2028
A la Carte	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	1	05/30/2028
A la Carte	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	1	05/30/2028
Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	73689	AXON BODY - TAP REFRESH 1 - DOCK MULTI BAY	24	1	06/01/2028

Hardware

Bundle	Item	Description	QTY	Shipping Location	Estimated Delivery Date
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100210	AXON VR - TAP REFRESH 1 - TABLET	18	1	06/01/2028
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	18	1	06/01/2028
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	18	1	06/01/2028
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20373	AXON VR - TAP REFRESH 1 - HEADSET	18	1	06/01/2028
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73309	AXON BODY - TAP REFRESH 1 - CAMERA	465	1	06/01/2028
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73313	AXON BODY - TAP REFRESH 1 - DOCK SINGLE BAY	450	1	06/01/2028
A la Carte	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	1	06/01/2028
A la Carte	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	1	06/01/2028
A la Carte	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	1	06/01/2028
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100399	AXON TASER 10 - CARTRIDGE - LIVE	1350	1	12/01/2028
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100400	AXON TASER 10 - CARTRIDGE - HALT	3600	1	12/01/2028
Fleet 3 Advanced 10 Year	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	10	1	12/01/2028
Fleet 3 Advanced 10 Year	101924	AXON FLEET - TAOGLAS ANT - 7-IN-1 4CELL 2WIFI 1GNSS INT	10	1	12/01/2028
Fleet 3 Advanced 10 Year	70112	AXON SIGNAL - VEHICLE	10	1	12/01/2028
Fleet 3 Advanced 10 Year	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	10	1	12/01/2028
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100399	AXON TASER 10 - CARTRIDGE - LIVE	1350	1	12/01/2029
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100400	AXON TASER 10 - CARTRIDGE - HALT	3600	1	12/01/2029
A la Carte	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	1	12/01/2029
A la Carte	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	1	12/01/2029
A la Carte	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	1	01/01/2030
AB4 FLEX POV TAP BUNDLE	100976	AXON BODY - TAP REFRESH 1 - AB4 FLEX POV	41	1	12/01/2030
Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	73688	AXON BODY - TAP REFRESH 2 - DOCK MULTI BAY	24	1	12/01/2030
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100211	AXON VR - TAP REFRESH 2 - TABLET	18	1	12/01/2030
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	18	1	12/01/2030
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	18	1	12/01/2030
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20374	AXON VR - TAP REFRESH 2 - HEADSET	18	1	12/01/2030
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73310	AXON BODY - TAP REFRESH 2 - CAMERA	465	1	12/01/2030
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73314	AXON BODY - TAP REFRESH 2 - DOCK SINGLE BAY	450	1	12/01/2030
BUNDLE - OUTPOST	102032	AXON OUTPOST - CAMERA	3	1	12/01/2030
BUNDLE - OUTPOST	102032	AXON OUTPOST - CAMERA	100	1	12/01/2030
BUNDLE - OUTPOST	102487	AXON OUTPOST - SOLAR PANEL - 50W	100	1	12/01/2030
BUNDLE - OUTPOST	102538	AXON OUTPOST - TOP MOUNT END CAP - STANDARD	100	1	12/01/2030
BUNDLE - OUTPOST	102543	AXON OUTPOST - BATTERY AND CHARGER ENCLOSURE - EXTENDED	100	1	12/01/2030
BUNDLE - OUTPOST	102552	AXON OUTPOST - POLE - STANDARD	100	1	12/01/2030
Fleet 3 Advanced 10 Year	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	10	1	12/01/2030
Fleet 3 Advanced 10 Year	101924	AXON FLEET - TAOGLAS ANT - 7-IN-1 4CELL 2WIFI 1GNSS INT	10	1	12/01/2030
Fleet 3 Advanced 10 Year	70112	AXON SIGNAL - VEHICLE	10	1	12/01/2030
Fleet 3 Advanced 10 Year	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	10	1	12/01/2030
Fleet 3 Advanced Renewal	72040	AXON FLEET - TAP REFRESH 1 - 2 CAMERA KIT	25	1	12/01/2030
A la Carte	100211	AXON VR - TAP REFRESH 2 - TABLET	3	1	12/01/2030
A la Carte	100211	AXON VR - TAP REFRESH 2 - TABLET	3	1	12/01/2030
A la Carte	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	1	12/01/2030
A la Carte	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	1	12/01/2030
A la Carte	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	1	12/01/2030
A la Carte	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	1	12/01/2030
A la Carte	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	1	12/01/2030
A la Carte	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	1	12/01/2030

Hardware

Bundle	Item	Description	QTY	Shipping Location	Estimated Delivery Date
A la Carte	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	1	12/01/2030
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20242	AXON TASER - CERTIFICATION PROGRAM YEAR 6-10 HARDWARE	450	1	06/01/2031
A la Carte	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	1	12/01/2031
A la Carte	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	1	12/01/2031
A la Carte	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	1	12/01/2031
Fleet 3 Advanced 10 Year	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	10	1	12/01/2032
Fleet 3 Advanced 10 Year	101924	AXON FLEET - TAOGLAS ANT - 7-IN-1 4CELL 2WIFI 1GNSS INT	10	1	12/01/2032
Fleet 3 Advanced 10 Year	70112	AXON SIGNAL - VEHICLE	10	1	12/01/2032
Fleet 3 Advanced 10 Year	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	10	1	12/01/2032
A la Carte	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	1	01/01/2033
A la Carte	100212	AXON VR - TAP REFRESH 3 - TABLET	3	1	05/30/2033
A la Carte	100212	AXON VR - TAP REFRESH 3 - TABLET	3	1	05/30/2033
A la Carte	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	1	05/30/2033
A la Carte	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	1	05/30/2033
A la Carte	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	1	05/30/2033
Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	73347	AXON BODY - TAP REFRESH 3 - DOCK MULTI BAY	24	1	06/01/2033
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100212	AXON VR - TAP REFRESH 3 - TABLET	18	1	06/01/2033
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	18	1	06/01/2033
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	18	1	06/01/2033
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20375	AXON VR - TAP REFRESH 3 - HEADSET	18	1	06/01/2033
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73317	AXON BODY - TAP REFRESH 3 - DOCK SINGLE BAY	450	1	06/01/2033
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73345	AXON BODY - TAP REFRESH 3 - CAMERA	465	1	06/01/2033
A la Carte	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	1	06/01/2033
A la Carte	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	1	06/01/2033
A la Carte	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	1	06/01/2033
Fleet 3 Advanced 10 Year	72040	AXON FLEET - TAP REFRESH 1 - 2 CAMERA KIT	10	1	12/01/2033
Fleet 3 Advanced 10 Year	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	10	1	12/01/2034
Fleet 3 Advanced 10 Year	101924	AXON FLEET - TAOGLAS ANT - 7-IN-1 4CELL 2WIFI 1GNSS INT	10	1	12/01/2034
Fleet 3 Advanced 10 Year	70112	AXON SIGNAL - VEHICLE	10	1	12/01/2034
Fleet 3 Advanced 10 Year	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	10	1	12/01/2034
Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	73348	AXON BODY - TAP REFRESH 4 - DOCK MULTI BAY	24	1	11/01/2035
Fleet 3 Advanced Renewal	72040	AXON FLEET - TAP REFRESH 1 - 2 CAMERA KIT	25	1	11/01/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73318	AXON BODY - TAP REFRESH 4 - DOCK SINGLE BAY	450	1	12/01/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73346	AXON BODY - TAP REFRESH 4 - CAMERA	465	1	12/01/2035
Fleet 3 Advanced 10 Year	72040	AXON FLEET - TAP REFRESH 1 - 2 CAMERA KIT	10	1	12/01/2035
Fleet 3 Advanced 10 Year	72040	AXON FLEET - TAP REFRESH 1 - 2 CAMERA KIT	10	1	12/01/2035

Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
AXON AI - AI ERA	101740	AXON - AI SOFTWARE LICENSE	450	01/01/2026	12/31/2035
Basic License Bundle	73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	25	01/01/2026	12/31/2035
Basic License Bundle	73840	AXON EVIDENCE - ECOM LICENSE - BASIC	25	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100112	AXON AIR - EVIDENCE.COM LICENSE - PILOT DATA	3	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100165	AXON EVIDENCE - STORAGE - THIRD PARTY UNLIMITED	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100590	AXON MY90 - LICENSE	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100801	AXON RECORDS - OSP LICENSE	450	01/01/2026	12/31/2035

Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101180	AXON TASER - DATA SCIENCE PROGRAM	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101706	AXON FUSUS - LICENSE - PRO+ USER	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101711	AXON FUSUS - LICENSE - ADDITIONAL CCTV STREAMS	2250	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101879	AXON AIR - SKYDIO DFR COMMAND FOR OSP	1	01/01/2026	12/31/2030
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	102202	AXON DEDRONE - DEDRONETRACKER.AI CAM & RADAR SOFTWARE HOSTED	2	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	102205	AXON DEDRONE - DEDRONETRACKER.AI RF SOFTWARE HOSTED	4	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20248	AXON TASER - EVIDENCE.COM LICENSE	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20248	AXON TASER - EVIDENCE.COM LICENSE	2	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	20370	AXON VR - USER ACCESS - FULL VR	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73449	AXON BODY - LICENSE - DEVICE CONNECTIVITY	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73478	AXON EVIDENCE - REDACTION ASSISTANT USER LICENSE	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73618	AXON COMMUNITY REQUEST	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73638	AXON STANDARDS - LICENSE	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73682	AXON EVIDENCE - AUTO TAGGING LICENSE	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73686	AXON EVIDENCE - STORAGE - UNLIMITED (AXON DEVICE)	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73739	AXON PERFORMANCE - LICENSE	450	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73746	AXON EVIDENCE - ECOM LICENSE - PRO	4	01/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	73746	AXON EVIDENCE - ECOM LICENSE - PRO	450	01/01/2026	12/31/2035
Fleet 3 Advanced Renewal	80400	AXON EVIDENCE - FLEET VEHICLE LICENSE	25	01/01/2026	12/31/2030
Fleet 3 Advanced Renewal	80401	AXON FLEET 3 - ALPR LICENSE - 1 CAMERA	25	01/01/2026	12/31/2030
Fleet 3 Advanced Renewal	80402	AXON FLEET - LICENSE - REAL-TIME LOCATION, ALERTS, & LIVESTREAM	25	01/01/2026	12/31/2030
Fleet 3 Advanced Renewal	80410	AXON EVIDENCE - STORAGE - FLEET 1 CAMERA UNLIMITED	50	01/01/2026	12/31/2030
Interview Room 2 Camera Essential	50037	AXON INTERVIEW - CLIENT SOFTWARE - PER TOUCH PANEL-PC	3	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50037	AXON INTERVIEW - CLIENT SOFTWARE - PER TOUCH PANEL-PC	5	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50039	AXON INTERVIEW - CLIENT SOFTWARE - MAINT. PER TOUCH PANEL	3	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50039	AXON INTERVIEW - CLIENT SOFTWARE - MAINT. PER TOUCH PANEL	5	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50041	AXON INTERVIEW - STREAMING SERVER LICENSE - PER SERVER	2	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50041	AXON INTERVIEW - STREAMING SERVER LICENSE - PER SERVER	2	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50043	AXON INTERVIEW - STREAMING SERVER MAINTENANCE - PER SERVER	2	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50043	AXON INTERVIEW - STREAMING SERVER MAINTENANCE - PER SERVER	2	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50045	AXON EVIDENCE - STORAGE - INTERVIEW ROOM UNLIMITED	6	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	50045	AXON EVIDENCE - STORAGE - INTERVIEW ROOM UNLIMITED	10	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	73840	AXON EVIDENCE - ECOM LICENSE - BASIC	1	01/01/2026	12/31/2035
Interview Room 2 Camera Essential	73840	AXON EVIDENCE - ECOM LICENSE - BASIC	1	01/01/2026	12/31/2035
Pro License Bundle	73683	AXON EVIDENCE - STORAGE - 10GB A LA CARTE	15	01/01/2026	12/31/2035
Pro License Bundle	73746	AXON EVIDENCE - ECOM LICENSE - PRO	5	01/01/2026	12/31/2035
A la Carte	100941	Assistive Dispatch	1	01/01/2026	12/31/2029
A la Carte	100941	Assistive Call-Taking	1	01/01/2026	12/31/2029

Software

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
A la Carte	100941	Automated Non-Emergency Triage	1	01/01/2026	12/31/2029
A la Carte	101199	AXON AIR - SKYDIO DFR COMMAND	9	01/01/2026	12/31/2035
A la Carte	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	01/01/2026	12/31/2028
A la Carte	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	01/01/2026	12/31/2035
A la Carte	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	01/01/2026	12/31/2035
A la Carte	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	01/01/2026	12/31/2035
A la Carte	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	01/01/2026	12/31/2035
BUNDLE - OUTPOST	102142	AXON VEHICLE INTELLIGENCE - ALPR LICENSE	100	05/01/2026	12/31/2030
A la Carte	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	01/01/2027	12/31/2035
A la Carte	101199	AXON AIR - SKYDIO DFR COMMAND	4	07/01/2028	12/31/2035
Fleet 3 Advanced 10 Year	80400	AXON EVIDENCE - FLEET VEHICLE LICENSE	10	01/01/2029	12/31/2035
Fleet 3 Advanced 10 Year	80401	AXON FLEET 3 - ALPR LICENSE - 1 CAMERA	10	01/01/2029	12/31/2035
Fleet 3 Advanced 10 Year	80402	AXON FLEET - LICENSE - REAL-TIME LOCATION, ALERTS, & LIVESTREAM	10	01/01/2029	12/31/2035
Fleet 3 Advanced 10 Year	80410	AXON EVIDENCE - STORAGE - FLEET 1 CAMERA UNLIMITED	20	01/01/2029	12/31/2035
A la Carte	100941	Assistive Dispatch	1	01/01/2030	12/31/2032
A la Carte	100941	Assistive Call-Taking	1	01/01/2030	12/31/2032
A la Carte	100941	Automated Non-Emergency Triage	1	01/01/2030	12/31/2032
A la Carte	101199	AXON AIR - SKYDIO DFR COMMAND	4	01/01/2030	12/31/2035
BUNDLE - OUTPOST	102142	AXON VEHICLE INTELLIGENCE - ALPR LICENSE	100	01/01/2031	12/31/2035
Fleet 3 Advanced 10 Year	80400	AXON EVIDENCE - FLEET VEHICLE LICENSE	10	01/01/2031	12/31/2035
Fleet 3 Advanced 10 Year	80401	AXON FLEET 3 - ALPR LICENSE - 1 CAMERA	10	01/01/2031	12/31/2035
Fleet 3 Advanced 10 Year	80402	AXON FLEET - LICENSE - REAL-TIME LOCATION, ALERTS, & LIVESTREAM	10	01/01/2031	12/31/2035
Fleet 3 Advanced 10 Year	80410	AXON EVIDENCE - STORAGE - FLEET 1 CAMERA UNLIMITED	20	01/01/2031	12/31/2035
Fleet 3 Advanced Renewal	80400	AXON EVIDENCE - FLEET VEHICLE LICENSE	25	01/01/2031	12/31/2035
Fleet 3 Advanced Renewal	80401	AXON FLEET 3 - ALPR LICENSE - 1 CAMERA	25	01/01/2031	12/31/2035
Fleet 3 Advanced Renewal	80402	AXON FLEET - LICENSE - REAL-TIME LOCATION, ALERTS, & LIVESTREAM	25	01/01/2031	12/31/2035
Fleet 3 Advanced Renewal	80410	AXON EVIDENCE - STORAGE - FLEET 1 CAMERA UNLIMITED	50	01/01/2031	12/31/2035
A la Carte	101199	AXON AIR - SKYDIO DFR COMMAND	3	01/01/2031	12/31/2035
A la Carte	101199	AXON AIR - SKYDIO DFR COMMAND	4	07/01/2032	12/31/2035
Fleet 3 Advanced 10 Year	80400	AXON EVIDENCE - FLEET VEHICLE LICENSE	10	01/01/2033	12/31/2035
Fleet 3 Advanced 10 Year	80401	AXON FLEET 3 - ALPR LICENSE - 1 CAMERA	10	01/01/2033	12/31/2035
Fleet 3 Advanced 10 Year	80402	AXON FLEET - LICENSE - REAL-TIME LOCATION, ALERTS, & LIVESTREAM	10	01/01/2033	12/31/2035
Fleet 3 Advanced 10 Year	80410	AXON EVIDENCE - STORAGE - FLEET 1 CAMERA UNLIMITED	20	01/01/2033	12/31/2035
A la Carte	100941	Assistive Dispatch	1	01/01/2033	12/31/2035
A la Carte	100941	Assistive Call-Taking	1	01/01/2033	12/31/2035
A la Carte	100941	Automated Non-Emergency Triage	1	01/01/2033	12/31/2035
Fleet 3 Advanced 10 Year	80400	AXON EVIDENCE - FLEET VEHICLE LICENSE	10	01/01/2035	12/31/2035
Fleet 3 Advanced 10 Year	80401	AXON FLEET 3 - ALPR LICENSE - 1 CAMERA	10	01/01/2035	12/31/2035
Fleet 3 Advanced 10 Year	80402	AXON FLEET - LICENSE - REAL-TIME LOCATION, ALERTS, & LIVESTREAM	10	01/01/2035	12/31/2035
Fleet 3 Advanced 10 Year	80410	AXON EVIDENCE - STORAGE - FLEET 1 CAMERA UNLIMITED	20	01/01/2035	12/31/2035

Services

Bundle	Item	Description	QTY
AXON AI - AI ERA	101741	AXON - AI PROFESSIONAL SERVICES	450

Services

Bundle	Item	Description	QTY
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100105	AXON MY90 - PSO - SETUP	1
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100751	AXON TASER 10 - REPLACEMENT ACCESS PROGRAM - DUTY CARTRIDGE	450
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101184	AXON INVESTIGATE - TRAINING - OPERATOR AND EXAMINER	30
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101193	AXON TASER - ON DEMAND CERTIFICATION	450
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101743	AXON AIR - SKYDIO REGULATORY SUPPORT - AXON OSP	1
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101781	AXON FUSUS - PSO - SW IMPLEMENTATION - PRO+	1
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	102201	AXON DEDRONE - INSTALL SERVICES	2
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	102201	AXON DEDRONE - INSTALL SERVICES	2
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	11642	AXON INVESTIGATE - THIRD PARTY VIDEO SUPPORT	450
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	12021	AXON AIR - PROFESSIONAL IMPLEMENTATION	1
BUNDLE - OUTPOST	102136	AXON OUTPOST - STANDARD INSTALLATION	100
BUNDLE - OUTPOST	102136	AXON OUTPOST - STANDARD INSTALLATION	100
Fleet 3 Advanced 10 Year	73391	AXON FLEET 3 - DEPLOYMENT PER VEHICLE - NOT OVERSIZED	10
Fleet 3 Advanced 10 Year	73391	AXON FLEET 3 - DEPLOYMENT PER VEHICLE - NOT OVERSIZED	10
Fleet 3 Advanced 10 Year	73391	AXON FLEET 3 - DEPLOYMENT PER VEHICLE - NOT OVERSIZED	10
Fleet 3 Advanced 10 Year	73391	AXON FLEET 3 - DEPLOYMENT PER VEHICLE - NOT OVERSIZED	10
Fleet 3 Advanced 10 Year	73392	AXON FLEET 3 - INSTALLATION - UPGRADE (PER VEHICLE)	10
Fleet 3 Advanced 10 Year	73392	AXON FLEET 3 - INSTALLATION - UPGRADE (PER VEHICLE)	10
Fleet 3 Advanced 10 Year	73392	AXON FLEET 3 - INSTALLATION - UPGRADE (PER VEHICLE)	10
Fleet 3 Advanced 10 Year	73392	AXON FLEET 3 - INSTALLATION - UPGRADE (PER VEHICLE)	10
Fleet 3 Advanced Renewal	73392	AXON FLEET 3 - INSTALLATION - UPGRADE (PER VEHICLE)	25
Fleet 3 Advanced Renewal	73392	AXON FLEET 3 - INSTALLATION - UPGRADE (PER VEHICLE)	25
Interview Room 2 Camera Essential	85170	AXON INTERVIEW - INSTALLATION - STANDARD (PER ROOM)	3
Interview Room 2 Camera Essential	85170	AXON INTERVIEW - INSTALLATION - STANDARD (PER ROOM)	5
A la Carte	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1
A la Carte	100837	Automated Non-Emergency Triage Implementation Fee	1
A la Carte	100837	Audio Collector Technical Implementation Fee	1
A la Carte	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1
A la Carte	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49
A la Carte	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1
A la Carte	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2
A la Carte	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6
A la Carte	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2
A la Carte	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2
A la Carte	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2
A la Carte	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6
A la Carte	102201	AXON DEDRONE - INSTALL SERVICES	2
A la Carte	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3
A la Carte	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4
A la Carte	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4
A la Carte	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4
A la Carte	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3
A la Carte	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3

Services

Bundle	Item	Description	QTY
A la Carte	85055	AXON BODY - PSO - FULL SERVICE	1
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30
A la Carte	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30

Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
Interview Room 2 Camera Essential	101648	AXON INTERVIEW - EXT WARRANTY - 5 YEARS	3		
Interview Room 2 Camera Essential	101648	AXON INTERVIEW - EXT WARRANTY - 5 YEARS	5		
A la Carte	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3		
A la Carte	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3		
A la Carte	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9		
A la Carte	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3		
A la Carte	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4		
AB4 FLEX POV TAP BUNDLE	100945	AXON BODY 4 - EXT WARRANTY - FLEX POV MODULE	1	12/01/2026	12/31/2035
AB4 FLEX POV TAP BUNDLE	100945	AXON BODY 4 - EXT WARRANTY - FLEX POV MODULE	40	12/01/2026	12/31/2035
Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	80465	AXON BODY - TAP WARRANTY - MULTI BAY DOCK	24	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100197	AXON VR - EXT WARRANTY - HEADSET	18	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100213	AXON VR - EXT WARRANTY - TABLET	18	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100704	AXON TASER 10 - EXT WARRANTY - HANDLE	15	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	100704	AXON TASER 10 - EXT WARRANTY - HANDLE	450	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101007	AXON VR - EXT WARRANTY - CONTROLLER	18	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	18	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80374	AXON TASER - EXT WARRANTY - BATTERY PACK T7/T10	15	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80374	AXON TASER - EXT WARRANTY - BATTERY PACK T7/T10	450	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80374	AXON TASER - EXT WARRANTY - BATTERY PACK T7/T10	90	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80464	AXON BODY - TAP WARRANTY - CAMERA	15	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80464	AXON BODY - TAP WARRANTY - CAMERA	450	12/01/2026	12/31/2035
BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	80466	AXON BODY - TAP WARRANTY - SINGLE BAY DOCK	450	12/01/2026	12/31/2035
Fleet 3 Advanced Renewal	80495	AXON FLEET 3 - EXT WARRANTY - 2 CAMERA KIT	25	12/01/2026	12/31/2030
A la Carte	100197	AXON VR - EXT WARRANTY - HEADSET	6	12/01/2026	12/31/2035
A la Carte	100213	AXON VR - EXT WARRANTY - TABLET	3	12/01/2026	12/31/2035
A la Carte	100213	AXON VR - EXT WARRANTY - TABLET	3	12/01/2026	12/31/2035
A la Carte	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	12/01/2026	12/31/2035
A la Carte	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	12/01/2026	12/31/2035
A la Carte	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	12/01/2026	12/31/2035
A la Carte	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	12/01/2026	12/31/2035
A la Carte	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	12/01/2026	12/31/2035
A la Carte	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	01/01/2027	12/31/2035

Warranties

Bundle	Item	Description	QTY	Estimated Start Date	Estimated End Date
A la Carte	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	01/01/2027	12/31/2035
BUNDLE - OUTPOST	102135	AXON OUTPOST - EXT WARRANTY - CAMERA	3	04/01/2027	12/31/2030
BUNDLE - OUTPOST	102135	AXON OUTPOST - EXT WARRANTY - CAMERA	100	04/01/2027	12/31/2030
BUNDLE - OUTPOST	102137	AXON OUTPOST - MAINTENANCE	100	04/01/2027	12/31/2030
Fleet 3 Advanced 10 Year	80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	10	12/01/2029	12/31/2035
Fleet 3 Advanced 10 Year	80495	AXON FLEET 3 - EXT WARRANTY - 2 CAMERA KIT	10	12/01/2029	12/31/2035
BUNDLE - OUTPOST	102135	AXON OUTPOST - EXT WARRANTY - CAMERA	3	12/01/2031	12/31/2035
BUNDLE - OUTPOST	102135	AXON OUTPOST - EXT WARRANTY - CAMERA	100	12/01/2031	12/31/2035
BUNDLE - OUTPOST	102137	AXON OUTPOST - MAINTENANCE	100	12/01/2031	12/31/2035
Fleet 3 Advanced 10 Year	80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	10	12/01/2031	12/31/2035
Fleet 3 Advanced 10 Year	80495	AXON FLEET 3 - EXT WARRANTY - 2 CAMERA KIT	10	12/01/2031	12/31/2035
Fleet 3 Advanced Renewal	80495	AXON FLEET 3 - EXT WARRANTY - 2 CAMERA KIT	25	12/31/2031	12/31/2035
Fleet 3 Advanced 10 Year	80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	10	12/01/2033	12/31/2035
Fleet 3 Advanced 10 Year	80495	AXON FLEET 3 - EXT WARRANTY - 2 CAMERA KIT	10	12/01/2033	12/31/2035
Fleet 3 Advanced 10 Year	80379	AXON SIGNAL - EXT WARRANTY - SIGNAL UNIT	10	12/01/2035	12/31/2035
Fleet 3 Advanced 10 Year	80495	AXON FLEET 3 - EXT WARRANTY - 2 CAMERA KIT	10	12/01/2035	12/31/2035

Shipping Locations

Location Number	Street	City	State	Zip	Country
1	3601 N Dupont Hwy	New Castle	DE	19720-6315	USA
2	3601 N Dupont Hwy	New Castle	DE	19720-6315	USA

Payment Details

Dec 2025

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 1	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$32.84	$0.00	$32.84
Annual Payment 1	100197	AXON VR - EXT WARRANTY - HEADSET	6	$52.91	$0.00	$52.91
Annual Payment 1	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$51.83	$0.00	$51.83
Annual Payment 1	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$51.83	$0.00	$51.83
Annual Payment 1	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$54.23	$0.00	$54.23
Annual Payment 1	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$54.23	$0.00	$54.23
Annual Payment 1	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$56.13	$0.00	$56.13
Annual Payment 1	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$56.13	$0.00	$56.13
Annual Payment 1	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 1	100213	AXON VR - EXT WARRANTY - TABLET	3	$13.93	$0.00	$13.93
Annual Payment 1	100748	AXON VR - CONTROLLER - TASER 10	6	$117.25	$0.00	$117.25
Annual Payment 1	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 1	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 1	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 1	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$75.90	$0.00	$75.90
Annual Payment 1	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$80.69	$0.00	$80.69
Annual Payment 1	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$67.46	$0.00	$67.46
Annual Payment 1	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$141.62	$0.00	$141.62
Annual Payment 1	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$145.70	$0.00	$145.70
Annual Payment 1	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$126.84	$0.00	$126.84
Annual Payment 1	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$132.03	$0.00	$132.03
Annual Payment 1	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$137.02	$0.00	$137.02
Annual Payment 1	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$6.57	$0.00	$6.57
Annual Payment 1	101199	AXON AIR - SKYDIO DFR COMMAND	4	$3,543.86	$0.00	$3,543.86
Annual Payment 1	101199	AXON AIR - SKYDIO DFR COMMAND	9	$11,040.49	$0.00	$11,040.49
Annual Payment 1	101199	AXON AIR - SKYDIO DFR COMMAND	3	$2,201.43	$0.00	$2,201.43
Annual Payment 1	101199	AXON AIR - SKYDIO DFR COMMAND	4	$2,617.01	$0.00	$2,617.01
Annual Payment 1	101199	AXON AIR - SKYDIO DFR COMMAND	4	$1,908.23	$0.00	$1,908.23
Annual Payment 1	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$64.01	$0.00	$64.01
Annual Payment 1	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$98.53	$0.00	$98.53
Annual Payment 1	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$175.17	$0.00	$175.17

Dec 2025

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 1	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$218.96	$0.00	$218.96
Annual Payment 1	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$175.17	$0.00	$175.17
Annual Payment 1	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$525.50	$0.00	$525.50
Annual Payment 1	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$108.39	$0.00	$108.39
Annual Payment 1	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 1	101294	AXON VR - TABLET	3	$45.82	$0.00	$45.82
Annual Payment 1	101300	AXON VR - TABLET CASE	3	$2.13	$0.00	$2.13
Annual Payment 1	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$2,627.52	$0.00	$2,627.52
Annual Payment 1	101408	AXON FUSUS - CORE - CAD	1	$6.57	$0.00	$6.57
Annual Payment 1	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$124.81	$0.00	$124.81
Annual Payment 1	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$227.99	$0.00	$227.99
Annual Payment 1	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 1	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 1	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$120.43	$0.00	$120.43
Annual Payment 1	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$771.83	$0.00	$771.83
Annual Payment 1	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$964.79	$0.00	$964.79
Annual Payment 1	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$964.79	$0.00	$964.79
Annual Payment 1	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$2,894.37	$0.00	$2,894.37
Annual Payment 1	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$771.83	$0.00	$771.83
Annual Payment 1	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$2,315.50	$0.00	$2,315.50
Annual Payment 1	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$517.19	$0.00	$517.19
Annual Payment 1	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$172.40	$0.00	$172.40
Annual Payment 1	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$229.86	$0.00	$229.86
Annual Payment 1	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$482.14	$0.00	$482.14
Annual Payment 1	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$7,139.62	$0.00	$7,139.62
Annual Payment 1	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$1,903.90	$0.00	$1,903.90
Annual Payment 1	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$2,379.87	$0.00	$2,379.87
Annual Payment 1	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$2,379.87	$0.00	$2,379.87
Annual Payment 1	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$1,903.90	$0.00	$1,903.90
Annual Payment 1	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$120.41	$0.00	$120.41
Annual Payment 1	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$519.76	$0.00	$519.76
Annual Payment 1	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$5,689.62	$0.00	$5,689.62
Annual Payment 1	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$885.95	$0.00	$885.95
Annual Payment 1	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$130.92	$0.00	$130.92
Annual Payment 1	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$1,547.39	$0.00	$1,547.39
Annual Payment 1	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$4,642.16	$0.00	$4,642.16
Annual Payment 1	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$2,785.30	$0.00	$2,785.30
Annual Payment 1	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$4,642.16	$0.00	$4,642.16
Annual Payment 1	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$1,547.39	$0.00	$1,547.39
Annual Payment 1	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$1,547.39	$0.00	$1,547.39
Annual Payment 1	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$5,143.91	$0.00	$5,143.91
Annual Payment 1	102201	AXON DEDRONE - INSTALL SERVICES	2	$76.64	$0.00	$76.64
Annual Payment 1	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$9,780.75	$0.00	$9,780.75
Annual Payment 1	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$3,979.56	$0.00	$3,979.56
Annual Payment 1	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$2,653.03	$0.00	$2,653.03
Annual Payment 1	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$4,422.97	$0.00	$4,422.97
Annual Payment 1	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$5,320.72	$0.00	$5,320.72
Annual Payment 1	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$5,123.65	$0.00	$5,123.65
Annual Payment 1	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$3,783.62	$0.00	$3,783.62
Annual Payment 1	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$2,942.82	$0.00	$2,942.82
Annual Payment 1	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$15,962.16	$0.00	$15,962.16
Annual Payment 1	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$7.09	$0.00	$7.09

Dec 2025

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 1	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$238.04	$0.00	$238.04
Annual Payment 1	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$7.69	$0.00	$7.69
Annual Payment 1	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$7.42	$0.00	$7.42
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 1	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 1	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 1	11630	THIRD PARTY PROVIDED HARDWARE	1	$502.46	$0.00	$502.46
Annual Payment 1	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 1	11630	THIRD PARTY PROVIDED HARDWARE	1	$34.38	$0.00	$34.38
Annual Payment 1	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$325.16	$0.00	$325.16
Annual Payment 1	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$361.28	$0.00	$361.28
Annual Payment 1	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$141.62	$0.00	$141.62
Annual Payment 1	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$147.40	$0.00	$147.40
Annual Payment 1	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$152.99	$0.00	$152.99
Annual Payment 1	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$68.15	$0.00	$68.15
Annual Payment 1	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 1	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$114.86	$0.00	$114.86
Annual Payment 1	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$64.70	$0.00	$64.70
Annual Payment 1	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$709.43	$0.00	$709.43
Annual Payment 1	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$425.66	$0.00	$425.66
Annual Payment 1	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$993.20	$0.00	$993.20
Annual Payment 1	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$295.27	$0.00	$295.27
Annual Payment 1	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 1	B00060	BUNDLE - OUTPOST	100	$11,765.36	$0.00	$11,765.36
Annual Payment 1	BasicLicense	Basic License Bundle	25	$591.52	$0.00	$591.52
Annual Payment 1	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$1,260.58	$0.00	$1,260.58
Annual Payment 1	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$848.91	$0.00	$848.91
Annual Payment 1	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$271.94	$0.00	$271.94
Annual Payment 1	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$1,472.97	$0.00	$1,472.97
Annual Payment 1	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$2,147.89	$0.00	$2,147.89
Annual Payment 1	Fleet3ARe	Fleet 3 Advanced Renewal	25	$3,113.11	$0.00	$3,113.11
Annual Payment 1	Fleet3ARe	Fleet 3 Advanced Renewal	25	$3,113.11	$0.00	$3,113.11
Annual Payment 1	H00001	AB4 Camera Bundle	397	$3,907.37	$0.00	$3,907.37

Dec 2025

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 1	IR2CB	Interview Room 2 Camera Essential	3	$1,765.03	$0.00	$1,765.03
Annual Payment 1	IR2CB	Interview Room 2 Camera Essential	5	$2,806.05	$0.00	$2,806.05
Annual Payment 1	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$248,424.33	$0.00	$248,424.33
Annual Payment 1	ProLicense	Pro License Bundle	5	$354.91	$0.00	$354.91
Annual Payment 1	S00016	AXON AI - AI ERA	450	$125,553.15	$0.00	$125,553.15
Annual Payment 1	T00001	AB4 FLEX POV TAP BUNDLE	40	$448.26	$0.00	$448.26
Transfer Value	100552	TRANSFER BALANCE - GOODS	1	$559,990.40	$0.00	$559,990.40
Transfer Value	100553	TRANSFER BALANCE - SOFTWARE AND SERVICES	1	($463,846.42)	$0.00	($463,846.42)
Upfront Hardware	H00001	AB4 Camera Bundle	53	$47,647.00	$0.00	$47,647.00
Upfront Hardware	H00001	AB4 Camera Bundle	397	$0.00	$0.00	$0.00
Upfront Hardware	H00002	AB4 Multi Bay Dock Bundle	24	$0.00	$0.00	$0.00
Upfront Hardware	H00003	AB4 1-Bay Dock Bundle	187	$42,823.00	$0.00	$42,823.00
Upfront Hardware	H00003	AB4 1-Bay Dock Bundle	263	$0.00	$0.00	$0.00
Upfront Hardware	H00004	AB4 FLEX POV HARDWARE BUNDLE	40	$11,960.00	$0.00	$11,960.00
Total				**$750,000.00**	**$0.00**	**$750,000.00**

Jan 2026

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Invoice Upon Fulfillment	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$0.00	$0.00	$0.00
Total				**$0.00**	**$0.00**	**$0.00**

May 2026

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Invoice Upon Fulfillment	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Total				**$0.00**	**$0.00**	**$0.00**

Jul 2026

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 2	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$208.47	$0.00	$208.47
Annual Payment 2	100197	AXON VR - EXT WARRANTY - HEADSET	6	$335.84	$0.00	$335.84
Annual Payment 2	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$328.96	$0.00	$328.96
Annual Payment 2	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$328.96	$0.00	$328.96
Annual Payment 2	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$344.18	$0.00	$344.18
Annual Payment 2	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$344.18	$0.00	$344.18
Annual Payment 2	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$356.27	$0.00	$356.27
Annual Payment 2	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$356.27	$0.00	$356.27
Annual Payment 2	100213	AXON VR - EXT WARRANTY - TABLET	3	$88.39	$0.00	$88.39
Annual Payment 2	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 2	100748	AXON VR - CONTROLLER - TASER 10	6	$744.23	$0.00	$744.23
Annual Payment 2	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 2	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 2	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00

Jul 2026

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 2	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$481.72	$0.00	$481.72
Annual Payment 2	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$512.17	$0.00	$512.17
Annual Payment 2	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$428.19	$0.00	$428.19
Annual Payment 2	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$898.91	$0.00	$898.91
Annual Payment 2	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$924.76	$0.00	$924.76
Annual Payment 2	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$805.10	$0.00	$805.10
Annual Payment 2	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$838.03	$0.00	$838.03
Annual Payment 2	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$869.72	$0.00	$869.72
Annual Payment 2	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$41.69	$0.00	$41.69
Annual Payment 2	101199	AXON AIR - SKYDIO DFR COMMAND	3	$13,972.87	$0.00	$13,972.87
Annual Payment 2	101199	AXON AIR - SKYDIO DFR COMMAND	4	$12,111.90	$0.00	$12,111.90
Annual Payment 2	101199	AXON AIR - SKYDIO DFR COMMAND	4	$16,610.60	$0.00	$16,610.60
Annual Payment 2	101199	AXON AIR - SKYDIO DFR COMMAND	4	$22,493.52	$0.00	$22,493.52
Annual Payment 2	101199	AXON AIR - SKYDIO DFR COMMAND	9	$70,075.98	$0.00	$70,075.98
Annual Payment 2	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$406.30	$0.00	$406.30
Annual Payment 2	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$625.40	$0.00	$625.40
Annual Payment 2	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,389.78	$0.00	$1,389.78
Annual Payment 2	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$3,335.46	$0.00	$3,335.46
Annual Payment 2	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,111.82	$0.00	$1,111.82
Annual Payment 2	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,111.82	$0.00	$1,111.82
Annual Payment 2	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$687.94	$0.00	$687.94
Annual Payment 2	101294	AXON VR - TABLET	3	$290.81	$0.00	$290.81
Annual Payment 2	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 2	101300	AXON VR - TABLET CASE	3	$13.55	$0.00	$13.55
Annual Payment 2	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$16,677.31	$0.00	$16,677.31
Annual Payment 2	101408	AXON FUSUS - CORE - CAD	1	$41.69	$0.00	$41.69
Annual Payment 2	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$792.17	$0.00	$792.17
Annual Payment 2	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$1,447.10	$0.00	$1,447.10
Annual Payment 2	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 2	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 2	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$764.38	$0.00	$764.38
Annual Payment 2	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$18,371.10	$0.00	$18,371.10
Annual Payment 2	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$14,696.88	$0.00	$14,696.88
Annual Payment 2	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$6,123.70	$0.00	$6,123.70
Annual Payment 2	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$4,898.96	$0.00	$4,898.96
Annual Payment 2	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$6,123.70	$0.00	$6,123.70
Annual Payment 2	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$4,898.96	$0.00	$4,898.96
Annual Payment 2	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,094.24	$0.00	$1,094.24
Annual Payment 2	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$3,282.72	$0.00	$3,282.72
Annual Payment 2	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$1,458.99	$0.00	$1,458.99
Annual Payment 2	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$3,060.25	$0.00	$3,060.25
Annual Payment 2	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$15,105.47	$0.00	$15,105.47
Annual Payment 2	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$45,316.42	$0.00	$45,316.42
Annual Payment 2	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$12,084.38	$0.00	$12,084.38
Annual Payment 2	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$12,084.38	$0.00	$12,084.38
Annual Payment 2	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$15,105.47	$0.00	$15,105.47
Annual Payment 2	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$764.24	$0.00	$764.24
Annual Payment 2	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$3,298.98	$0.00	$3,298.98
Annual Payment 2	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$36,113.05	$0.00	$36,113.05
Annual Payment 2	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$5,623.31	$0.00	$5,623.31
Annual Payment 2	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$830.95	$0.00	$830.95
Annual Payment 2	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$29,464.64	$0.00	$29,464.64

Jul 2026

Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 2	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$9,821.55	$0.00	$9,821.55
Annual Payment 2	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$9,821.55	$0.00	$9,821.55
Annual Payment 2	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$9,821.55	$0.00	$9,821.55
Annual Payment 2	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$29,464.64	$0.00	$29,464.64
Annual Payment 2	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$17,678.78	$0.00	$17,678.78
Annual Payment 2	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$32,649.31	$0.00	$32,649.31
Annual Payment 2	102201	AXON DEDRONE - INSTALL SERVICES	2	$486.42	$0.00	$486.42
Annual Payment 2	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$62,080.21	$0.00	$62,080.21
Annual Payment 2	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$25,258.96	$0.00	$25,258.96
Annual Payment 2	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$16,839.25	$0.00	$16,839.25
Annual Payment 2	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$28,073.38	$0.00	$28,073.38
Annual Payment 2	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$33,771.56	$0.00	$33,771.56
Annual Payment 2	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$101,314.67	$0.00	$101,314.67
Annual Payment 2	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$32,520.76	$0.00	$32,520.76
Annual Payment 2	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$24,015.33	$0.00	$24,015.33
Annual Payment 2	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$18,678.59	$0.00	$18,678.59
Annual Payment 2	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$45.03	$0.00	$45.03
Annual Payment 2	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$1,510.86	$0.00	$1,510.86
Annual Payment 2	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$48.78	$0.00	$48.78
Annual Payment 2	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$47.11	$0.00	$47.11
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 2	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 2	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 2	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 2	11630	THIRD PARTY PROVIDED HARDWARE	1	$218.19	$0.00	$218.19
Annual Payment 2	11630	THIRD PARTY PROVIDED HARDWARE	1	$3,189.19	$0.00	$3,189.19
Annual Payment 2	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$2,063.82	$0.00	$2,063.82
Annual Payment 2	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$2,293.13	$0.00	$2,293.13
Annual Payment 2	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$898.91	$0.00	$898.91
Annual Payment 2	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$935.60	$0.00	$935.60
Annual Payment 2	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$971.04	$0.00	$971.04
Annual Payment 2	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$432.57	$0.00	$432.57
Annual Payment 2	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 2	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$729.01	$0.00	$729.01
Annual Payment 2	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$410.66	$0.00	$410.66
Annual Payment 2	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$2,701.72	$0.00	$2,701.72
Annual Payment 2	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$4,502.87	$0.00	$4,502.87
Annual Payment 2	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$6,304.02	$0.00	$6,304.02
Annual Payment 2	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$1,874.11	$0.00	$1,874.11
Annual Payment 2	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 2	B00060	BUNDLE - OUTPOST	100	$74,676.82	$0.00	$74,676.82
Annual Payment 2	BasicLicense	Basic License Bundle	25	$3,754.48	$0.00	$3,754.48
Annual Payment 2	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$8,001.11	$0.00	$8,001.11
Annual Payment 2	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$5,388.21	$0.00	$5,388.21
Annual Payment 2	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$1,726.10	$0.00	$1,726.10
Annual Payment 2	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$9,349.29	$0.00	$9,349.29
Annual Payment 2	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$13,633.01	$0.00	$13,633.01
Annual Payment 2	Fleet3ARe	Fleet 3 Advanced Renewal	25	$19,759.49	$0.00	$19,759.49
Annual Payment 2	Fleet3ARe	Fleet 3 Advanced Renewal	25	$19,759.50	$0.00	$19,759.50
Annual Payment 2	H00001	AB4 Camera Bundle	397	$24,800.76	$0.00	$24,800.76
Annual Payment 2	IR2CB	Interview Room 2 Camera Essential	3	$11,202.89	$0.00	$11,202.89
Annual Payment 2	IR2CB	Interview Room 2 Camera Essential	5	$17,810.54	$0.00	$17,810.54
Annual Payment 2	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$1,576,793.90	$0.00	$1,576,793.90
Annual Payment 2	ProLicense	Pro License Bundle	5	$2,252.69	$0.00	$2,252.69
Annual Payment 2	S00016	AXON AI - AI ERA	450	$796,908.72	$0.00	$796,908.72
Annual Payment 2	T00001	AB4 FLEX POV TAP BUNDLE	40	$2,845.14	$0.00	$2,845.14
Total				**$3,500,000.00**	**$0.00**	**$3,500,000.00**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 3	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$238.25	$0.00	$238.25
Annual Payment 3	100197	AXON VR - EXT WARRANTY - HEADSET	6	$383.82	$0.00	$383.82
Annual Payment 3	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$375.95	$0.00	$375.95
Annual Payment 3	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$375.95	$0.00	$375.95
Annual Payment 3	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$393.35	$0.00	$393.35
Annual Payment 3	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$393.35	$0.00	$393.35
Annual Payment 3	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$407.16	$0.00	$407.16
Annual Payment 3	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$407.16	$0.00	$407.16
Annual Payment 3	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 3	100213	AXON VR - EXT WARRANTY - TABLET	3	$101.02	$0.00	$101.02
Annual Payment 3	100748	AXON VR - CONTROLLER - TASER 10	6	$850.54	$0.00	$850.54
Annual Payment 3	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 3	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 3	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 3	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$550.54	$0.00	$550.54
Annual Payment 3	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$585.34	$0.00	$585.34
Annual Payment 3	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$489.36	$0.00	$489.36

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 3	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$1,027.32	$0.00	$1,027.32
Annual Payment 3	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$1,056.87	$0.00	$1,056.87
Annual Payment 3	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$920.11	$0.00	$920.11
Annual Payment 3	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$957.75	$0.00	$957.75
Annual Payment 3	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$993.97	$0.00	$993.97
Annual Payment 3	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$47.65	$0.00	$47.65
Annual Payment 3	101199	AXON AIR - SKYDIO DFR COMMAND	4	$13,842.17	$0.00	$13,842.17
Annual Payment 3	101199	AXON AIR - SKYDIO DFR COMMAND	9	$80,086.83	$0.00	$80,086.83
Annual Payment 3	101199	AXON AIR - SKYDIO DFR COMMAND	4	$25,706.88	$0.00	$25,706.88
Annual Payment 3	101199	AXON AIR - SKYDIO DFR COMMAND	4	$18,983.55	$0.00	$18,983.55
Annual Payment 3	101199	AXON AIR - SKYDIO DFR COMMAND	3	$15,969.00	$0.00	$15,969.00
Annual Payment 3	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$464.34	$0.00	$464.34
Annual Payment 3	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$714.74	$0.00	$714.74
Annual Payment 3	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,270.65	$0.00	$1,270.65
Annual Payment 3	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,270.65	$0.00	$1,270.65
Annual Payment 3	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,588.32	$0.00	$1,588.32
Annual Payment 3	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$3,811.96	$0.00	$3,811.96
Annual Payment 3	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$786.22	$0.00	$786.22
Annual Payment 3	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 3	101294	AXON VR - TABLET	3	$332.35	$0.00	$332.35
Annual Payment 3	101300	AXON VR - TABLET CASE	3	$15.49	$0.00	$15.49
Annual Payment 3	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$19,059.78	$0.00	$19,059.78
Annual Payment 3	101408	AXON FUSUS - CORE - CAD	1	$47.65	$0.00	$47.65
Annual Payment 3	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$905.34	$0.00	$905.34
Annual Payment 3	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$1,653.83	$0.00	$1,653.83
Annual Payment 3	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 3	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 3	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$873.57	$0.00	$873.57
Annual Payment 3	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$16,796.43	$0.00	$16,796.43
Annual Payment 3	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$6,998.51	$0.00	$6,998.51
Annual Payment 3	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$5,598.81	$0.00	$5,598.81
Annual Payment 3	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$20,995.54	$0.00	$20,995.54
Annual Payment 3	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$5,598.81	$0.00	$5,598.81
Annual Payment 3	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$6,998.51	$0.00	$6,998.51
Annual Payment 3	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$3,751.68	$0.00	$3,751.68
Annual Payment 3	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$1,667.41	$0.00	$1,667.41
Annual Payment 3	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,250.56	$0.00	$1,250.56
Annual Payment 3	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$3,497.43	$0.00	$3,497.43
Annual Payment 3	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$51,790.20	$0.00	$51,790.20
Annual Payment 3	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$17,263.40	$0.00	$17,263.40
Annual Payment 3	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$13,810.72	$0.00	$13,810.72
Annual Payment 3	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$17,263.40	$0.00	$17,263.40
Annual Payment 3	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$13,810.72	$0.00	$13,810.72
Annual Payment 3	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$873.41	$0.00	$873.41
Annual Payment 3	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$3,770.26	$0.00	$3,770.26
Annual Payment 3	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$41,272.06	$0.00	$41,272.06
Annual Payment 3	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$6,426.64	$0.00	$6,426.64
Annual Payment 3	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$949.65	$0.00	$949.65
Annual Payment 3	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$11,224.62	$0.00	$11,224.62
Annual Payment 3	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$33,673.87	$0.00	$33,673.87
Annual Payment 3	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$33,673.87	$0.00	$33,673.87
Annual Payment 3	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$20,204.32	$0.00	$20,204.32

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 3	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$11,224.62	$0.00	$11,224.62
Annual Payment 3	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$11,224.62	$0.00	$11,224.62
Annual Payment 3	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$37,313.50	$0.00	$37,313.50
Annual Payment 3	102201	AXON DEDRONE - INSTALL SERVICES	2	$555.91	$0.00	$555.91
Annual Payment 3	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$70,948.81	$0.00	$70,948.81
Annual Payment 3	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$28,867.38	$0.00	$28,867.38
Annual Payment 3	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$19,244.85	$0.00	$19,244.85
Annual Payment 3	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$32,083.87	$0.00	$32,083.87
Annual Payment 3	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$38,596.06	$0.00	$38,596.06
Annual Payment 3	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$21,346.96	$0.00	$21,346.96
Annual Payment 3	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$27,446.09	$0.00	$27,446.09
Annual Payment 3	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$37,166.58	$0.00	$37,166.58
Annual Payment 3	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$115,788.19	$0.00	$115,788.19
Annual Payment 3	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$51.46	$0.00	$51.46
Annual Payment 3	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$1,726.70	$0.00	$1,726.70
Annual Payment 3	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$55.75	$0.00	$55.75
Annual Payment 3	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$53.84	$0.00	$53.84
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 3	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 3	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 3	11630	THIRD PARTY PROVIDED HARDWARE	1	$249.37	$0.00	$249.37
Annual Payment 3	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 3	11630	THIRD PARTY PROVIDED HARDWARE	1	$3,644.79	$0.00	$3,644.79
Annual Payment 3	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$2,358.65	$0.00	$2,358.65
Annual Payment 3	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$2,620.72	$0.00	$2,620.72
Annual Payment 3	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$1,027.32	$0.00	$1,027.32
Annual Payment 3	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$1,069.25	$0.00	$1,069.25
Annual Payment 3	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$1,109.76	$0.00	$1,109.76
Annual Payment 3	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$494.36	$0.00	$494.36
Annual Payment 3	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 3	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$833.15	$0.00	$833.15
Annual Payment 3	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$469.33	$0.00	$469.33
Annual Payment 3	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$5,146.14	$0.00	$5,146.14
Annual Payment 3	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$3,087.69	$0.00	$3,087.69
Annual Payment 3	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$7,204.60	$0.00	$7,204.60
Annual Payment 3	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$2,141.84	$0.00	$2,141.84
Annual Payment 3	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 3	B00060	BUNDLE - OUTPOST	100	$85,344.93	$0.00	$85,344.93
Annual Payment 3	BasicLicense	Basic License Bundle	25	$4,290.83	$0.00	$4,290.83
Annual Payment 3	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$9,144.13	$0.00	$9,144.13
Annual Payment 3	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$1,972.69	$0.00	$1,972.69
Annual Payment 3	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$10,684.93	$0.00	$10,684.93
Annual Payment 3	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$6,157.92	$0.00	$6,157.92
Annual Payment 3	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$15,580.61	$0.00	$15,580.61
Annual Payment 3	Fleet3ARe	Fleet 3 Advanced Renewal	25	$22,582.26	$0.00	$22,582.26
Annual Payment 3	Fleet3ARe	Fleet 3 Advanced Renewal	25	$22,582.27	$0.00	$22,582.27
Annual Payment 3	H00001	AB4 Camera Bundle	397	$28,343.73	$0.00	$28,343.73
Annual Payment 3	IR2CB	Interview Room 2 Camera Essential	3	$12,803.31	$0.00	$12,803.31
Annual Payment 3	IR2CB	Interview Room 2 Camera Essential	5	$20,354.89	$0.00	$20,354.89
Annual Payment 3	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$1,802,050.16	$0.00	$1,802,050.16
Annual Payment 3	ProLicense	Pro License Bundle	5	$2,574.50	$0.00	$2,574.50
Annual Payment 3	S00016	AXON AI - AI ERA	450	$910,752.92	$0.00	$910,752.92
Annual Payment 3	T00001	AB4 FLEX POV TAP BUNDLE	40	$3,251.59	$0.00	$3,251.59
Total				**$4,000,000.00**	**$0.00**	**$4,000,000.00**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 4	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$360.06	$0.00	$360.06
Annual Payment 4	100197	AXON VR - EXT WARRANTY - HEADSET	6	$580.07	$0.00	$580.07
Annual Payment 4	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 4	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 4	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 4	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 4	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 4	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 4	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 4	100213	AXON VR - EXT WARRANTY - TABLET	3	$152.67	$0.00	$152.67
Annual Payment 4	100748	AXON VR - CONTROLLER - TASER 10	6	$1,285.43	$0.00	$1,285.43
Annual Payment 4	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 4	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 4	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 4	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$832.03	$0.00	$832.03
Annual Payment 4	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$884.62	$0.00	$884.62
Annual Payment 4	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$739.57	$0.00	$739.57
Annual Payment 4	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$1,552.59	$0.00	$1,552.59
Annual Payment 4	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$1,597.24	$0.00	$1,597.24
Annual Payment 4	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$1,390.56	$0.00	$1,390.56

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 4	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$1,447.45	$0.00	$1,447.45
Annual Payment 4	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$1,502.18	$0.00	$1,502.18
Annual Payment 4	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$72.01	$0.00	$72.01
Annual Payment 4	101199	AXON AIR - SKYDIO DFR COMMAND	9	$121,035.24	$0.00	$121,035.24
Annual Payment 4	101199	AXON AIR - SKYDIO DFR COMMAND	4	$28,689.83	$0.00	$28,689.83
Annual Payment 4	101199	AXON AIR - SKYDIO DFR COMMAND	3	$24,133.95	$0.00	$24,133.95
Annual Payment 4	101199	AXON AIR - SKYDIO DFR COMMAND	4	$20,919.67	$0.00	$20,919.67
Annual Payment 4	101199	AXON AIR - SKYDIO DFR COMMAND	4	$38,850.82	$0.00	$38,850.82
Annual Payment 4	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$701.76	$0.00	$701.76
Annual Payment 4	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$1,080.19	$0.00	$1,080.19
Annual Payment 4	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 4	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$5,761.01	$0.00	$5,761.01
Annual Payment 4	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 4	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$2,400.42	$0.00	$2,400.42
Annual Payment 4	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$1,188.21	$0.00	$1,188.21
Annual Payment 4	101294	AXON VR - TABLET	3	$502.29	$0.00	$502.29
Annual Payment 4	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 4	101300	AXON VR - TABLET CASE	3	$23.40	$0.00	$23.40
Annual Payment 4	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$28,805.06	$0.00	$28,805.06
Annual Payment 4	101408	AXON FUSUS - CORE - CAD	1	$72.01	$0.00	$72.01
Annual Payment 4	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$1,368.24	$0.00	$1,368.24
Annual Payment 4	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$2,499.44	$0.00	$2,499.44
Annual Payment 4	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 4	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 4	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$1,320.23	$0.00	$1,320.23
Annual Payment 4	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 4	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$25,384.45	$0.00	$25,384.45
Annual Payment 4	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 4	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 4	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$31,730.57	$0.00	$31,730.57
Annual Payment 4	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 4	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,889.97	$0.00	$1,889.97
Annual Payment 4	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$5,669.92	$0.00	$5,669.92
Annual Payment 4	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$2,519.96	$0.00	$2,519.96
Annual Payment 4	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$5,285.67	$0.00	$5,285.67
Annual Payment 4	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 4	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 4	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 4	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$78,270.54	$0.00	$78,270.54
Annual Payment 4	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 4	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$1,319.99	$0.00	$1,319.99
Annual Payment 4	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$5,698.00	$0.00	$5,698.00
Annual Payment 4	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$62,374.47	$0.00	$62,374.47
Annual Payment 4	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$9,712.58	$0.00	$9,712.58
Annual Payment 4	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$1,435.21	$0.00	$1,435.21
Annual Payment 4	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 4	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 4	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 4	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$30,534.80	$0.00	$30,534.80
Annual Payment 4	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 4	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 4	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$56,391.90	$0.00	$56,391.90

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 4	102201	AXON DEDRONE - INSTALL SERVICES	2	$840.15	$0.00	$840.15
Annual Payment 4	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$107,224.95	$0.00	$107,224.95
Annual Payment 4	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$43,627.27	$0.00	$43,627.27
Annual Payment 4	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$29,084.75	$0.00	$29,084.75
Annual Payment 4	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$48,488.35	$0.00	$48,488.35
Annual Payment 4	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$56,169.86	$0.00	$56,169.86
Annual Payment 4	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$41,479.28	$0.00	$41,479.28
Annual Payment 4	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$32,261.66	$0.00	$32,261.66
Annual Payment 4	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$174,990.71	$0.00	$174,990.71
Annual Payment 4	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$58,330.24	$0.00	$58,330.24
Annual Payment 4	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$77.77	$0.00	$77.77
Annual Payment 4	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$2,609.57	$0.00	$2,609.57
Annual Payment 4	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$84.25	$0.00	$84.25
Annual Payment 4	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$81.37	$0.00	$81.37
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 4	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 4	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 4	11630	THIRD PARTY PROVIDED HARDWARE	1	$5,508.37	$0.00	$5,508.37
Annual Payment 4	11630	THIRD PARTY PROVIDED HARDWARE	1	$376.87	$0.00	$376.87
Annual Payment 4	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 4	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,564.63	$0.00	$3,564.63
Annual Payment 4	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,960.70	$0.00	$3,960.70
Annual Payment 4	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$1,552.59	$0.00	$1,552.59
Annual Payment 4	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$1,615.96	$0.00	$1,615.96
Annual Payment 4	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$1,677.17	$0.00	$1,677.17
Annual Payment 4	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$747.13	$0.00	$747.13
Annual Payment 4	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 4	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$1,259.14	$0.00	$1,259.14
Annual Payment 4	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$709.30	$0.00	$709.30
Annual Payment 4	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$4,666.42	$0.00	$4,666.42
Annual Payment 4	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$10,888.31	$0.00	$10,888.31
Annual Payment 4	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$7,777.36	$0.00	$7,777.36
Annual Payment 4	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 4	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 4	B00060	BUNDLE - OUTPOST	100	$128,981.82	$0.00	$128,981.82
Annual Payment 4	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 4	BasicLicense	Basic License Bundle	25	$6,484.74	$0.00	$6,484.74
Annual Payment 4	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$13,819.52	$0.00	$13,819.52
Annual Payment 4	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$23,546.97	$0.00	$23,546.97
Annual Payment 4	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$2,981.32	$0.00	$2,981.32
Annual Payment 4	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$16,148.10	$0.00	$16,148.10
Annual Payment 4	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$9,306.48	$0.00	$9,306.48
Annual Payment 4	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 4	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 4	H00001	AB4 Camera Bundle	397	$42,835.88	$0.00	$42,835.88
Annual Payment 4	IR2CB	Interview Room 2 Camera Essential	5	$30,762.38	$0.00	$30,762.38
Annual Payment 4	IR2CB	Interview Room 2 Camera Essential	3	$19,349.65	$0.00	$19,349.65
Annual Payment 4	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$2,723,438.78	$0.00	$2,723,438.78
Annual Payment 4	ProLicense	Pro License Bundle	5	$3,890.84	$0.00	$3,890.84
Annual Payment 4	S00016	AXON AI - AI ERA	450	$1,376,420.79	$0.00	$1,376,420.79
Annual Payment 4	T00001	AB4 FLEX POV TAP BUNDLE	40	$4,914.14	$0.00	$4,914.14
Total				**$6,045,200.66**	**$0.00**	**$6,045,200.66**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 5	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$360.06	$0.00	$360.06
Annual Payment 5	100197	AXON VR - EXT WARRANTY - HEADSET	6	$580.07	$0.00	$580.07
Annual Payment 5	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 5	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 5	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 5	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 5	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 5	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 5	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 5	100213	AXON VR - EXT WARRANTY - TABLET	3	$152.67	$0.00	$152.67
Annual Payment 5	100748	AXON VR - CONTROLLER - TASER 10	6	$1,285.43	$0.00	$1,285.43
Annual Payment 5	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 5	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 5	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 5	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$832.03	$0.00	$832.03
Annual Payment 5	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$884.62	$0.00	$884.62
Annual Payment 5	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$739.57	$0.00	$739.57
Annual Payment 5	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$1,552.59	$0.00	$1,552.59
Annual Payment 5	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$1,597.24	$0.00	$1,597.24
Annual Payment 5	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$1,390.56	$0.00	$1,390.56
Annual Payment 5	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$1,447.45	$0.00	$1,447.45
Annual Payment 5	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$1,502.18	$0.00	$1,502.18
Annual Payment 5	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$72.01	$0.00	$72.01

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 5	101199	AXON AIR - SKYDIO DFR COMMAND	4	$38,850.82	$0.00	$38,850.82
Annual Payment 5	101199	AXON AIR - SKYDIO DFR COMMAND	4	$28,689.83	$0.00	$28,689.83
Annual Payment 5	101199	AXON AIR - SKYDIO DFR COMMAND	9	$121,035.24	$0.00	$121,035.24
Annual Payment 5	101199	AXON AIR - SKYDIO DFR COMMAND	3	$24,133.95	$0.00	$24,133.95
Annual Payment 5	101199	AXON AIR - SKYDIO DFR COMMAND	4	$20,919.67	$0.00	$20,919.67
Annual Payment 5	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$701.76	$0.00	$701.76
Annual Payment 5	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$1,080.19	$0.00	$1,080.19
Annual Payment 5	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$2,400.42	$0.00	$2,400.42
Annual Payment 5	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 5	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$5,761.01	$0.00	$5,761.01
Annual Payment 5	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 5	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$1,188.21	$0.00	$1,188.21
Annual Payment 5	101294	AXON VR - TABLET	3	$502.29	$0.00	$502.29
Annual Payment 5	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 5	101300	AXON VR - TABLET CASE	3	$23.40	$0.00	$23.40
Annual Payment 5	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$28,805.06	$0.00	$28,805.06
Annual Payment 5	101408	AXON FUSUS - CORE - CAD	1	$72.01	$0.00	$72.01
Annual Payment 5	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$1,368.24	$0.00	$1,368.24
Annual Payment 5	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$2,499.44	$0.00	$2,499.44
Annual Payment 5	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 5	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 5	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$1,320.23	$0.00	$1,320.23
Annual Payment 5	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 5	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 5	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$31,730.57	$0.00	$31,730.57
Annual Payment 5	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 5	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$25,384.45	$0.00	$25,384.45
Annual Payment 5	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 5	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,889.97	$0.00	$1,889.97
Annual Payment 5	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$5,669.92	$0.00	$5,669.92
Annual Payment 5	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$2,519.96	$0.00	$2,519.96
Annual Payment 5	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$5,285.67	$0.00	$5,285.67
Annual Payment 5	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$78,270.54	$0.00	$78,270.54
Annual Payment 5	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 5	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 5	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 5	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 5	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$1,319.99	$0.00	$1,319.99
Annual Payment 5	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$5,698.00	$0.00	$5,698.00
Annual Payment 5	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$62,374.47	$0.00	$62,374.47
Annual Payment 5	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$9,712.58	$0.00	$9,712.58
Annual Payment 5	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$1,435.21	$0.00	$1,435.21
Annual Payment 5	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 5	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 5	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 5	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 5	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$30,534.80	$0.00	$30,534.80
Annual Payment 5	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 5	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$56,391.90	$0.00	$56,391.90
Annual Payment 5	102201	AXON DEDRONE - INSTALL SERVICES	2	$840.15	$0.00	$840.15
Annual Payment 5	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$107,224.95	$0.00	$107,224.95
Annual Payment 5	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$43,627.27	$0.00	$43,627.27

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 5	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$29,084.75	$0.00	$29,084.75
Annual Payment 5	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$48,488.35	$0.00	$48,488.35
Annual Payment 5	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$58,330.24	$0.00	$58,330.24
Annual Payment 5	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$41,479.28	$0.00	$41,479.28
Annual Payment 5	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$32,261.66	$0.00	$32,261.66
Annual Payment 5	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$174,990.71	$0.00	$174,990.71
Annual Payment 5	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$56,169.86	$0.00	$56,169.86
Annual Payment 5	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$77.77	$0.00	$77.77
Annual Payment 5	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$2,609.57	$0.00	$2,609.57
Annual Payment 5	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$84.25	$0.00	$84.25
Annual Payment 5	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$81.37	$0.00	$81.37
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 5	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 5	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 5	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 5	11630	THIRD PARTY PROVIDED HARDWARE	1	$376.87	$0.00	$376.87
Annual Payment 5	11630	THIRD PARTY PROVIDED HARDWARE	1	$5,508.37	$0.00	$5,508.37
Annual Payment 5	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,564.63	$0.00	$3,564.63
Annual Payment 5	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,960.70	$0.00	$3,960.70
Annual Payment 5	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$1,552.59	$0.00	$1,552.59
Annual Payment 5	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$1,615.96	$0.00	$1,615.96
Annual Payment 5	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$1,677.17	$0.00	$1,677.17
Annual Payment 5	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$747.13	$0.00	$747.13
Annual Payment 5	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 5	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$1,259.14	$0.00	$1,259.14
Annual Payment 5	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$709.30	$0.00	$709.30
Annual Payment 5	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$7,777.36	$0.00	$7,777.36
Annual Payment 5	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$10,888.31	$0.00	$10,888.31
Annual Payment 5	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$4,666.42	$0.00	$4,666.42
Annual Payment 5	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 5	B00060	BUNDLE - OUTPOST	100	$128,981.82	$0.00	$128,981.82
Annual Payment 5	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 5	BasicLicense	Basic License Bundle	25	$6,484.74	$0.00	$6,484.74

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 5	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$13,819.52	$0.00	$13,819.52
Annual Payment 5	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$16,148.10	$0.00	$16,148.10
Annual Payment 5	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$9,306.48	$0.00	$9,306.48
Annual Payment 5	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$23,546.97	$0.00	$23,546.97
Annual Payment 5	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$2,981.32	$0.00	$2,981.32
Annual Payment 5	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 5	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 5	H00001	AB4 Camera Bundle	397	$42,835.88	$0.00	$42,835.88
Annual Payment 5	IR2CB	Interview Room 2 Camera Essential	5	$30,762.38	$0.00	$30,762.38
Annual Payment 5	IR2CB	Interview Room 2 Camera Essential	3	$19,349.65	$0.00	$19,349.65
Annual Payment 5	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$2,723,438.78	$0.00	$2,723,438.78
Annual Payment 5	ProLicense	Pro License Bundle	5	$3,890.84	$0.00	$3,890.84
Annual Payment 5	S00016	AXON AI - AI ERA	450	$1,376,420.79	$0.00	$1,376,420.79
Annual Payment 5	T00001	AB4 FLEX POV TAP BUNDLE	40	$4,914.14	$0.00	$4,914.14
Total				**$6,045,200.66**	**$0.00**	**$6,045,200.66**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 6	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$360.06	$0.00	$360.06
Annual Payment 6	100197	AXON VR - EXT WARRANTY - HEADSET	6	$580.07	$0.00	$580.07
Annual Payment 6	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 6	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 6	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 6	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 6	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 6	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 6	100213	AXON VR - EXT WARRANTY - TABLET	3	$152.67	$0.00	$152.67
Annual Payment 6	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 6	100748	AXON VR - CONTROLLER - TASER 10	6	$1,285.43	$0.00	$1,285.43
Annual Payment 6	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 6	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 6	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 6	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$832.03	$0.00	$832.03
Annual Payment 6	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$884.62	$0.00	$884.62
Annual Payment 6	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$739.57	$0.00	$739.57
Annual Payment 6	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$1,552.59	$0.00	$1,552.59
Annual Payment 6	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$1,597.24	$0.00	$1,597.24
Annual Payment 6	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$1,390.56	$0.00	$1,390.56
Annual Payment 6	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$1,447.45	$0.00	$1,447.45
Annual Payment 6	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$1,502.18	$0.00	$1,502.18
Annual Payment 6	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$72.01	$0.00	$72.01
Annual Payment 6	101199	AXON AIR - SKYDIO DFR COMMAND	4	$28,689.83	$0.00	$28,689.83
Annual Payment 6	101199	AXON AIR - SKYDIO DFR COMMAND	9	$121,035.24	$0.00	$121,035.24
Annual Payment 6	101199	AXON AIR - SKYDIO DFR COMMAND	3	$24,133.95	$0.00	$24,133.95

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 6	101199	AXON AIR - SKYDIO DFR COMMAND	4	$38,850.82	$0.00	$38,850.82
Annual Payment 6	101199	AXON AIR - SKYDIO DFR COMMAND	4	$20,919.67	$0.00	$20,919.67
Annual Payment 6	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$701.76	$0.00	$701.76
Annual Payment 6	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$1,080.19	$0.00	$1,080.19
Annual Payment 6	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$2,400.42	$0.00	$2,400.42
Annual Payment 6	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$5,761.01	$0.00	$5,761.01
Annual Payment 6	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 6	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 6	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$1,188.21	$0.00	$1,188.21
Annual Payment 6	101294	AXON VR - TABLET	3	$502.29	$0.00	$502.29
Annual Payment 6	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 6	101300	AXON VR - TABLET CASE	3	$23.40	$0.00	$23.40
Annual Payment 6	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$28,805.06	$0.00	$28,805.06
Annual Payment 6	101408	AXON FUSUS - CORE - CAD	1	$72.01	$0.00	$72.01
Annual Payment 6	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$1,368.24	$0.00	$1,368.24
Annual Payment 6	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$2,499.44	$0.00	$2,499.44
Annual Payment 6	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 6	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 6	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$1,320.23	$0.00	$1,320.23
Annual Payment 6	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$25,384.45	$0.00	$25,384.45
Annual Payment 6	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 6	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$31,730.57	$0.00	$31,730.57
Annual Payment 6	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 6	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 6	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 6	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$5,669.92	$0.00	$5,669.92
Annual Payment 6	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,889.97	$0.00	$1,889.97
Annual Payment 6	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$2,519.96	$0.00	$2,519.96
Annual Payment 6	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$5,285.67	$0.00	$5,285.67
Annual Payment 6	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 6	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 6	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$78,270.54	$0.00	$78,270.54
Annual Payment 6	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 6	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 6	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$1,319.99	$0.00	$1,319.99
Annual Payment 6	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$5,698.00	$0.00	$5,698.00
Annual Payment 6	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$62,374.47	$0.00	$62,374.47
Annual Payment 6	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$9,712.58	$0.00	$9,712.58
Annual Payment 6	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$1,435.21	$0.00	$1,435.21
Annual Payment 6	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 6	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 6	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 6	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 6	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 6	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$30,534.80	$0.00	$30,534.80
Annual Payment 6	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$56,391.90	$0.00	$56,391.90
Annual Payment 6	102201	AXON DEDRONE - INSTALL SERVICES	2	$840.15	$0.00	$840.15
Annual Payment 6	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$107,224.95	$0.00	$107,224.95
Annual Payment 6	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$43,627.27	$0.00	$43,627.27
Annual Payment 6	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$29,084.75	$0.00	$29,084.75
Annual Payment 6	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$48,488.35	$0.00	$48,488.35
Annual Payment 6	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$32,261.66	$0.00	$32,261.66

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 6	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$58,330.24	$0.00	$58,330.24
Annual Payment 6	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$41,479.28	$0.00	$41,479.28
Annual Payment 6	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$174,990.71	$0.00	$174,990.71
Annual Payment 6	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$56,169.86	$0.00	$56,169.86
Annual Payment 6	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$77.77	$0.00	$77.77
Annual Payment 6	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$2,609.57	$0.00	$2,609.57
Annual Payment 6	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$84.25	$0.00	$84.25
Annual Payment 6	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$81.37	$0.00	$81.37
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 6	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 6	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 6	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 6	11630	THIRD PARTY PROVIDED HARDWARE	1	$376.87	$0.00	$376.87
Annual Payment 6	11630	THIRD PARTY PROVIDED HARDWARE	1	$5,508.37	$0.00	$5,508.37
Annual Payment 6	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,564.63	$0.00	$3,564.63
Annual Payment 6	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,960.70	$0.00	$3,960.70
Annual Payment 6	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$1,552.59	$0.00	$1,552.59
Annual Payment 6	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$1,615.96	$0.00	$1,615.96
Annual Payment 6	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$1,677.17	$0.00	$1,677.17
Annual Payment 6	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$747.13	$0.00	$747.13
Annual Payment 6	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 6	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$1,259.14	$0.00	$1,259.14
Annual Payment 6	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$709.30	$0.00	$709.30
Annual Payment 6	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$7,777.36	$0.00	$7,777.36
Annual Payment 6	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$4,666.42	$0.00	$4,666.42
Annual Payment 6	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$10,888.31	$0.00	$10,888.31
Annual Payment 6	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 6	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 6	B00060	BUNDLE - OUTPOST	100	$128,981.82	$0.00	$128,981.82
Annual Payment 6	BasicLicense	Basic License Bundle	25	$6,484.74	$0.00	$6,484.74
Annual Payment 6	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$13,819.52	$0.00	$13,819.52
Annual Payment 6	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$9,306.48	$0.00	$9,306.48
Annual Payment 6	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$16,148.10	$0.00	$16,148.10

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 6	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$2,981.32	$0.00	$2,981.32
Annual Payment 6	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$23,546.97	$0.00	$23,546.97
Annual Payment 6	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 6	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 6	H00001	AB4 Camera Bundle	397	$42,835.88	$0.00	$42,835.88
Annual Payment 6	IR2CB	Interview Room 2 Camera Essential	3	$19,349.65	$0.00	$19,349.65
Annual Payment 6	IR2CB	Interview Room 2 Camera Essential	5	$30,762.38	$0.00	$30,762.38
Annual Payment 6	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$2,723,438.78	$0.00	$2,723,438.78
Annual Payment 6	ProLicense	Pro License Bundle	5	$3,890.84	$0.00	$3,890.84
Annual Payment 6	S00016	AXON AI - AI ERA	450	$1,376,420.79	$0.00	$1,376,420.79
Annual Payment 6	T00001	AB4 FLEX POV TAP BUNDLE	40	$4,914.14	$0.00	$4,914.14
Total				**$6,045,200.66**	**$0.00**	**$6,045,200.66**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 7	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$360.06	$0.00	$360.06
Annual Payment 7	100197	AXON VR - EXT WARRANTY - HEADSET	6	$580.07	$0.00	$580.07
Annual Payment 7	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 7	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 7	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 7	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 7	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 7	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 7	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 7	100213	AXON VR - EXT WARRANTY - TABLET	3	$152.67	$0.00	$152.67
Annual Payment 7	100748	AXON VR - CONTROLLER - TASER 10	6	$1,285.43	$0.00	$1,285.43
Annual Payment 7	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 7	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 7	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 7	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$832.03	$0.00	$832.03
Annual Payment 7	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$884.62	$0.00	$884.62
Annual Payment 7	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$739.57	$0.00	$739.57
Annual Payment 7	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$1,552.59	$0.00	$1,552.59
Annual Payment 7	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$1,597.24	$0.00	$1,597.24
Annual Payment 7	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$1,390.56	$0.00	$1,390.56
Annual Payment 7	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$1,447.45	$0.00	$1,447.45
Annual Payment 7	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$1,502.18	$0.00	$1,502.18
Annual Payment 7	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$72.01	$0.00	$72.01
Annual Payment 7	101199	AXON AIR - SKYDIO DFR COMMAND	4	$20,919.67	$0.00	$20,919.67
Annual Payment 7	101199	AXON AIR - SKYDIO DFR COMMAND	3	$24,133.95	$0.00	$24,133.95
Annual Payment 7	101199	AXON AIR - SKYDIO DFR COMMAND	9	$121,035.24	$0.00	$121,035.24
Annual Payment 7	101199	AXON AIR - SKYDIO DFR COMMAND	4	$38,850.82	$0.00	$38,850.82
Annual Payment 7	101199	AXON AIR - SKYDIO DFR COMMAND	4	$28,689.83	$0.00	$28,689.83
Annual Payment 7	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$701.76	$0.00	$701.76

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 7	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$1,080.19	$0.00	$1,080.19
Annual Payment 7	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$5,761.01	$0.00	$5,761.01
Annual Payment 7	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$2,400.42	$0.00	$2,400.42
Annual Payment 7	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 7	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 7	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$1,188.21	$0.00	$1,188.21
Annual Payment 7	101294	AXON VR - TABLET	3	$502.29	$0.00	$502.29
Annual Payment 7	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 7	101300	AXON VR - TABLET CASE	3	$23.40	$0.00	$23.40
Annual Payment 7	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$28,805.06	$0.00	$28,805.06
Annual Payment 7	101408	AXON FUSUS - CORE - CAD	1	$72.01	$0.00	$72.01
Annual Payment 7	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$1,368.24	$0.00	$1,368.24
Annual Payment 7	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$2,499.44	$0.00	$2,499.44
Annual Payment 7	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 7	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 7	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$1,320.23	$0.00	$1,320.23
Annual Payment 7	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 7	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$31,730.57	$0.00	$31,730.57
Annual Payment 7	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 7	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$25,384.45	$0.00	$25,384.45
Annual Payment 7	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 7	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 7	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,889.97	$0.00	$1,889.97
Annual Payment 7	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$2,519.96	$0.00	$2,519.96
Annual Payment 7	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$5,669.92	$0.00	$5,669.92
Annual Payment 7	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$5,285.67	$0.00	$5,285.67
Annual Payment 7	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$78,270.54	$0.00	$78,270.54
Annual Payment 7	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 7	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 7	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 7	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 7	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$1,319.99	$0.00	$1,319.99
Annual Payment 7	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$5,698.00	$0.00	$5,698.00
Annual Payment 7	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$62,374.47	$0.00	$62,374.47
Annual Payment 7	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$9,712.58	$0.00	$9,712.58
Annual Payment 7	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$1,435.21	$0.00	$1,435.21
Annual Payment 7	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 7	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 7	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 7	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$30,534.80	$0.00	$30,534.80
Annual Payment 7	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 7	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 7	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$56,391.90	$0.00	$56,391.90
Annual Payment 7	102201	AXON DEDRONE - INSTALL SERVICES	2	$840.15	$0.00	$840.15
Annual Payment 7	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$107,224.95	$0.00	$107,224.95
Annual Payment 7	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$43,627.27	$0.00	$43,627.27
Annual Payment 7	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$29,084.75	$0.00	$29,084.75
Annual Payment 7	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$48,488.35	$0.00	$48,488.35
Annual Payment 7	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$32,261.66	$0.00	$32,261.66
Annual Payment 7	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$174,990.71	$0.00	$174,990.71
Annual Payment 7	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$58,330.24	$0.00	$58,330.24
Annual Payment 7	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$56,169.86	$0.00	$56,169.86

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 7	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$41,479.28	$0.00	$41,479.28
Annual Payment 7	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$77.77	$0.00	$77.77
Annual Payment 7	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$2,609.57	$0.00	$2,609.57
Annual Payment 7	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$84.25	$0.00	$84.25
Annual Payment 7	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$81.37	$0.00	$81.37
Annual Payment 7	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 7	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 7	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 7	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 7	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 7	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 7	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 7	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 7	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 7	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 7	11630	THIRD PARTY PROVIDED HARDWARE	1	$376.87	$0.00	$376.87
Annual Payment 7	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 7	11630	THIRD PARTY PROVIDED HARDWARE	1	$5,508.37	$0.00	$5,508.37
Annual Payment 7	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,960.70	$0.00	$3,960.70
Annual Payment 7	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,564.63	$0.00	$3,564.63
Annual Payment 7	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$1,552.59	$0.00	$1,552.59
Annual Payment 7	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$1,615.96	$0.00	$1,615.96
Annual Payment 7	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$1,677.17	$0.00	$1,677.17
Annual Payment 7	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$747.13	$0.00	$747.13
Annual Payment 7	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 7	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$1,259.14	$0.00	$1,259.14
Annual Payment 7	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$709.30	$0.00	$709.30
Annual Payment 7	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$7,777.36	$0.00	$7,777.36
Annual Payment 7	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$10,888.31	$0.00	$10,888.31
Annual Payment 7	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$4,666.42	$0.00	$4,666.42
Annual Payment 7	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 7	B00060	BUNDLE - OUTPOST	100	$128,981.82	$0.00	$128,981.82
Annual Payment 7	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 7	BasicLicense	Basic License Bundle	25	$6,484.74	$0.00	$6,484.74
Annual Payment 7	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$13,819.52	$0.00	$13,819.52
Annual Payment 7	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$16,148.10	$0.00	$16,148.10
Annual Payment 7	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$9,306.48	$0.00	$9,306.48
Annual Payment 7	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$23,546.97	$0.00	$23,546.97
Annual Payment 7	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$2,981.32	$0.00	$2,981.32
Annual Payment 7	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 7	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 7	H00001	AB4 Camera Bundle	397	$42,835.88	$0.00	$42,835.88
Annual Payment 7	IR2CB	Interview Room 2 Camera Essential	5	$30,762.38	$0.00	$30,762.38
Annual Payment 7	IR2CB	Interview Room 2 Camera Essential	3	$19,349.65	$0.00	$19,349.65
Annual Payment 7	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$2,723,438.78	$0.00	$2,723,438.78
Annual Payment 7	ProLicense	Pro License Bundle	5	$3,890.84	$0.00	$3,890.84
Annual Payment 7	S00016	AXON AI - AI ERA	450	$1,376,420.79	$0.00	$1,376,420.79
Annual Payment 7	T00001	AB4 FLEX POV TAP BUNDLE	40	$4,914.14	$0.00	$4,914.14
Total				**$6,045,200.66**	**$0.00**	**$6,045,200.66**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 8	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$360.06	$0.00	$360.06
Annual Payment 8	100197	AXON VR - EXT WARRANTY - HEADSET	6	$580.07	$0.00	$580.07
Annual Payment 8	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 8	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 8	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 8	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 8	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 8	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 8	100213	AXON VR - EXT WARRANTY - TABLET	3	$152.67	$0.00	$152.67
Annual Payment 8	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 8	100748	AXON VR - CONTROLLER - TASER 10	6	$1,285.43	$0.00	$1,285.43
Annual Payment 8	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 8	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 8	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 8	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$832.03	$0.00	$832.03
Annual Payment 8	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$884.62	$0.00	$884.62
Annual Payment 8	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$739.57	$0.00	$739.57
Annual Payment 8	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$1,552.59	$0.00	$1,552.59
Annual Payment 8	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$1,597.24	$0.00	$1,597.24
Annual Payment 8	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$1,390.56	$0.00	$1,390.56
Annual Payment 8	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$1,447.45	$0.00	$1,447.45
Annual Payment 8	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$1,502.18	$0.00	$1,502.18
Annual Payment 8	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$72.01	$0.00	$72.01
Annual Payment 8	101199	AXON AIR - SKYDIO DFR COMMAND	3	$24,133.95	$0.00	$24,133.95
Annual Payment 8	101199	AXON AIR - SKYDIO DFR COMMAND	4	$20,919.67	$0.00	$20,919.67
Annual Payment 8	101199	AXON AIR - SKYDIO DFR COMMAND	9	$121,035.24	$0.00	$121,035.24
Annual Payment 8	101199	AXON AIR - SKYDIO DFR COMMAND	4	$28,689.83	$0.00	$28,689.83
Annual Payment 8	101199	AXON AIR - SKYDIO DFR COMMAND	4	$38,850.82	$0.00	$38,850.82
Annual Payment 8	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$701.76	$0.00	$701.76
Annual Payment 8	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$1,080.19	$0.00	$1,080.19
Annual Payment 8	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$5,761.01	$0.00	$5,761.01
Annual Payment 8	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 8	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$2,400.42	$0.00	$2,400.42
Annual Payment 8	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 8	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$1,188.21	$0.00	$1,188.21
Annual Payment 8	101294	AXON VR - TABLET	3	$502.29	$0.00	$502.29
Annual Payment 8	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 8	101300	AXON VR - TABLET CASE	3	$23.40	$0.00	$23.40
Annual Payment 8	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$28,805.06	$0.00	$28,805.06
Annual Payment 8	101408	AXON FUSUS - CORE - CAD	1	$72.01	$0.00	$72.01
Annual Payment 8	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$1,368.24	$0.00	$1,368.24
Annual Payment 8	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$2,499.44	$0.00	$2,499.44
Annual Payment 8	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 8	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 8	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$1,320.23	$0.00	$1,320.23
Annual Payment 8	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$25,384.45	$0.00	$25,384.45
Annual Payment 8	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 8	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 8	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 8	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$31,730.57	$0.00	$31,730.57
Annual Payment 8	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 8	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$2,519.96	$0.00	$2,519.96
Annual Payment 8	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,889.97	$0.00	$1,889.97
Annual Payment 8	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$5,669.92	$0.00	$5,669.92
Annual Payment 8	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$5,285.67	$0.00	$5,285.67
Annual Payment 8	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$78,270.54	$0.00	$78,270.54
Annual Payment 8	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 8	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 8	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 8	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 8	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$1,319.99	$0.00	$1,319.99
Annual Payment 8	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$5,698.00	$0.00	$5,698.00
Annual Payment 8	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$62,374.47	$0.00	$62,374.47
Annual Payment 8	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$9,712.58	$0.00	$9,712.58
Annual Payment 8	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$1,435.21	$0.00	$1,435.21
Annual Payment 8	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 8	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$30,534.80	$0.00	$30,534.80
Annual Payment 8	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 8	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 8	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 8	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 8	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$56,391.90	$0.00	$56,391.90
Annual Payment 8	102201	AXON DEDRONE - INSTALL SERVICES	2	$840.15	$0.00	$840.15
Annual Payment 8	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$107,224.95	$0.00	$107,224.95
Annual Payment 8	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$43,627.27	$0.00	$43,627.27
Annual Payment 8	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$29,084.75	$0.00	$29,084.75
Annual Payment 8	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$48,488.35	$0.00	$48,488.35
Annual Payment 8	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$56,169.86	$0.00	$56,169.86
Annual Payment 8	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$32,261.66	$0.00	$32,261.66
Annual Payment 8	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$41,479.28	$0.00	$41,479.28
Annual Payment 8	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$174,990.71	$0.00	$174,990.71
Annual Payment 8	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$58,330.24	$0.00	$58,330.24
Annual Payment 8	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$77.77	$0.00	$77.77
Annual Payment 8	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$2,609.57	$0.00	$2,609.57

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 8	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$84.25	$0.00	$84.25
Annual Payment 8	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$81.37	$0.00	$81.37
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 8	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 8	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 8	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 8	11630	THIRD PARTY PROVIDED HARDWARE	1	$5,508.37	$0.00	$5,508.37
Annual Payment 8	11630	THIRD PARTY PROVIDED HARDWARE	1	$376.87	$0.00	$376.87
Annual Payment 8	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,564.63	$0.00	$3,564.63
Annual Payment 8	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,960.70	$0.00	$3,960.70
Annual Payment 8	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$1,552.59	$0.00	$1,552.59
Annual Payment 8	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$1,615.96	$0.00	$1,615.96
Annual Payment 8	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$1,677.17	$0.00	$1,677.17
Annual Payment 8	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$747.13	$0.00	$747.13
Annual Payment 8	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 8	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$1,259.14	$0.00	$1,259.14
Annual Payment 8	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$709.30	$0.00	$709.30
Annual Payment 8	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$10,888.31	$0.00	$10,888.31
Annual Payment 8	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$7,777.36	$0.00	$7,777.36
Annual Payment 8	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$4,666.42	$0.00	$4,666.42
Annual Payment 8	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 8	B00060	BUNDLE - OUTPOST	100	$128,981.82	$0.00	$128,981.82
Annual Payment 8	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 8	BasicLicense	Basic License Bundle	25	$6,484.74	$0.00	$6,484.74
Annual Payment 8	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$13,819.52	$0.00	$13,819.52
Annual Payment 8	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$16,148.10	$0.00	$16,148.10
Annual Payment 8	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$23,546.97	$0.00	$23,546.97
Annual Payment 8	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$2,981.32	$0.00	$2,981.32
Annual Payment 8	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$9,306.48	$0.00	$9,306.48
Annual Payment 8	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 8	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 8	H00001	AB4 Camera Bundle	397	$42,835.88	$0.00	$42,835.88
Annual Payment 8	IR2CB	Interview Room 2 Camera Essential	5	$30,762.38	$0.00	$30,762.38

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 8	IR2CB	Interview Room 2 Camera Essential	3	$19,349.65	$0.00	$19,349.65
Annual Payment 8	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$2,723,438.78	$0.00	$2,723,438.78
Annual Payment 8	ProLicense	Pro License Bundle	5	$3,890.84	$0.00	$3,890.84
Annual Payment 8	S00016	AXON AI - AI ERA	450	$1,376,420.79	$0.00	$1,376,420.79
Annual Payment 8	T00001	AB4 FLEX POV TAP BUNDLE	40	$4,914.14	$0.00	$4,914.14
Total				**$6,045,200.66**	**$0.00**	**$6,045,200.66**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Invoice Upon Fulfillment	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$0.00	$0.00	$0.00
Total				**$0.00**	**$0.00**	**$0.00**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 9	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$360.06	$0.00	$360.06
Annual Payment 9	100197	AXON VR - EXT WARRANTY - HEADSET	6	$580.07	$0.00	$580.07
Annual Payment 9	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 9	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 9	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 9	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 9	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 9	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 9	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 9	100213	AXON VR - EXT WARRANTY - TABLET	3	$152.67	$0.00	$152.67
Annual Payment 9	100748	AXON VR - CONTROLLER - TASER 10	6	$1,285.43	$0.00	$1,285.43
Annual Payment 9	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 9	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 9	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 9	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$832.03	$0.00	$832.03
Annual Payment 9	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$884.62	$0.00	$884.62
Annual Payment 9	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$739.57	$0.00	$739.57
Annual Payment 9	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$1,552.59	$0.00	$1,552.59
Annual Payment 9	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$1,597.24	$0.00	$1,597.24
Annual Payment 9	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$1,390.56	$0.00	$1,390.56
Annual Payment 9	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$1,447.45	$0.00	$1,447.45
Annual Payment 9	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$1,502.18	$0.00	$1,502.18
Annual Payment 9	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$72.01	$0.00	$72.01
Annual Payment 9	101199	AXON AIR - SKYDIO DFR COMMAND	3	$24,133.95	$0.00	$24,133.95
Annual Payment 9	101199	AXON AIR - SKYDIO DFR COMMAND	4	$38,850.82	$0.00	$38,850.82
Annual Payment 9	101199	AXON AIR - SKYDIO DFR COMMAND	4	$20,919.67	$0.00	$20,919.67
Annual Payment 9	101199	AXON AIR - SKYDIO DFR COMMAND	9	$121,035.24	$0.00	$121,035.24
Annual Payment 9	101199	AXON AIR - SKYDIO DFR COMMAND	4	$28,689.83	$0.00	$28,689.83
Annual Payment 9	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$701.76	$0.00	$701.76

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 9	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$1,080.19	$0.00	$1,080.19
Annual Payment 9	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$5,761.01	$0.00	$5,761.01
Annual Payment 9	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 9	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 9	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$2,400.42	$0.00	$2,400.42
Annual Payment 9	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$1,188.21	$0.00	$1,188.21
Annual Payment 9	101294	AXON VR - TABLET	3	$502.29	$0.00	$502.29
Annual Payment 9	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 9	101300	AXON VR - TABLET CASE	3	$23.40	$0.00	$23.40
Annual Payment 9	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$28,805.06	$0.00	$28,805.06
Annual Payment 9	101408	AXON FUSUS - CORE - CAD	1	$72.01	$0.00	$72.01
Annual Payment 9	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$1,368.24	$0.00	$1,368.24
Annual Payment 9	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$2,499.44	$0.00	$2,499.44
Annual Payment 9	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 9	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 9	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$1,320.23	$0.00	$1,320.23
Annual Payment 9	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 9	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$31,730.57	$0.00	$31,730.57
Annual Payment 9	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 9	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 9	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$25,384.45	$0.00	$25,384.45
Annual Payment 9	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.48	$0.00	$8,461.48
Annual Payment 9	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$5,669.92	$0.00	$5,669.92
Annual Payment 9	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$2,519.96	$0.00	$2,519.96
Annual Payment 9	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,889.97	$0.00	$1,889.97
Annual Payment 9	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$5,285.67	$0.00	$5,285.67
Annual Payment 9	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 9	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 9	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$78,270.54	$0.00	$78,270.54
Annual Payment 9	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 9	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 9	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$1,319.99	$0.00	$1,319.99
Annual Payment 9	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$5,698.00	$0.00	$5,698.00
Annual Payment 9	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$62,374.47	$0.00	$62,374.47
Annual Payment 9	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$9,712.58	$0.00	$9,712.58
Annual Payment 9	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$1,435.21	$0.00	$1,435.21
Annual Payment 9	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 9	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$30,534.80	$0.00	$30,534.80
Annual Payment 9	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 9	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.33	$0.00	$50,891.33
Annual Payment 9	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 9	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 9	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$56,391.90	$0.00	$56,391.90
Annual Payment 9	102201	AXON DEDRONE - INSTALL SERVICES	2	$840.15	$0.00	$840.15
Annual Payment 9	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$107,224.95	$0.00	$107,224.95
Annual Payment 9	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$43,627.27	$0.00	$43,627.27
Annual Payment 9	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$29,084.75	$0.00	$29,084.75
Annual Payment 9	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$48,488.35	$0.00	$48,488.35
Annual Payment 9	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$32,261.66	$0.00	$32,261.66
Annual Payment 9	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$58,330.24	$0.00	$58,330.24
Annual Payment 9	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$41,479.28	$0.00	$41,479.28
Annual Payment 9	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$56,169.86	$0.00	$56,169.86

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 9	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$174,990.71	$0.00	$174,990.71
Annual Payment 9	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$77.77	$0.00	$77.77
Annual Payment 9	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$2,609.57	$0.00	$2,609.57
Annual Payment 9	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$84.25	$0.00	$84.25
Annual Payment 9	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$81.37	$0.00	$81.37
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 9	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 9	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 9	11630	THIRD PARTY PROVIDED HARDWARE	1	$5,508.37	$0.00	$5,508.37
Annual Payment 9	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 9	11630	THIRD PARTY PROVIDED HARDWARE	1	$376.87	$0.00	$376.87
Annual Payment 9	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,564.63	$0.00	$3,564.63
Annual Payment 9	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,960.70	$0.00	$3,960.70
Annual Payment 9	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$1,552.59	$0.00	$1,552.59
Annual Payment 9	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$1,615.96	$0.00	$1,615.96
Annual Payment 9	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$1,677.17	$0.00	$1,677.17
Annual Payment 9	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$747.13	$0.00	$747.13
Annual Payment 9	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 9	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$1,259.14	$0.00	$1,259.14
Annual Payment 9	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$709.30	$0.00	$709.30
Annual Payment 9	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$7,777.36	$0.00	$7,777.36
Annual Payment 9	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$4,666.42	$0.00	$4,666.42
Annual Payment 9	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$10,888.31	$0.00	$10,888.31
Annual Payment 9	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 9	B00060	BUNDLE - OUTPOST	100	$128,981.82	$0.00	$128,981.82
Annual Payment 9	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 9	BasicLicense	Basic License Bundle	25	$6,484.74	$0.00	$6,484.74
Annual Payment 9	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$13,819.52	$0.00	$13,819.52
Annual Payment 9	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$2,981.32	$0.00	$2,981.32
Annual Payment 9	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$9,306.48	$0.00	$9,306.48
Annual Payment 9	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$16,148.10	$0.00	$16,148.10
Annual Payment 9	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$23,546.97	$0.00	$23,546.97
Annual Payment 9	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 9	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 9	H00001	AB4 Camera Bundle	397	$42,835.88	$0.00	$42,835.88
Annual Payment 9	IR2CB	Interview Room 2 Camera Essential	5	$30,762.38	$0.00	$30,762.38
Annual Payment 9	IR2CB	Interview Room 2 Camera Essential	3	$19,349.65	$0.00	$19,349.65
Annual Payment 9	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$2,723,438.78	$0.00	$2,723,438.78
Annual Payment 9	ProLicense	Pro License Bundle	5	$3,890.84	$0.00	$3,890.84
Annual Payment 9	S00016	AXON AI - AI ERA	450	$1,376,420.79	$0.00	$1,376,420.79
Annual Payment 9	T00001	AB4 FLEX POV TAP BUNDLE	40	$4,914.14	$0.00	$4,914.14
Total				**$6,045,200.66**	**$0.00**	**$6,045,200.66**

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 10	100159	AXON FLEET 3 - SERVICES - ALPR API INTEGRATION	1	$360.06	$0.00	$360.06
Annual Payment 10	100197	AXON VR - EXT WARRANTY - HEADSET	6	$580.07	$0.00	$580.07
Annual Payment 10	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 10	100210	AXON VR - TAP REFRESH 1 - TABLET	3	$568.18	$0.00	$568.18
Annual Payment 10	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 10	100211	AXON VR - TAP REFRESH 2 - TABLET	3	$594.46	$0.00	$594.46
Annual Payment 10	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 10	100212	AXON VR - TAP REFRESH 3 - TABLET	3	$615.35	$0.00	$615.35
Annual Payment 10	100213	AXON VR - EXT WARRANTY - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 10	100213	AXON VR - EXT WARRANTY - TABLET	3	$152.67	$0.00	$152.67
Annual Payment 10	100748	AXON VR - CONTROLLER - TASER 10	6	$1,285.43	$0.00	$1,285.43
Annual Payment 10	100837	Audio Collector Technical Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 10	100837	Automated Non-Emergency Triage Implementation Fee	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Assistive Call-Taking	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Assistive Dispatch	1	$0.00	$0.00	$0.00
Annual Payment 10	100941	Automated Non-Emergency Triage	1	$0.00	$0.00	$0.00
Annual Payment 10	101007	AXON VR - EXT WARRANTY - CONTROLLER	6	$832.03	$0.00	$832.03
Annual Payment 10	101008	AXON VR - EXT WARRANTY - HANDGUN CONTROLLER	6	$884.62	$0.00	$884.62
Annual Payment 10	101009	AXON VR - TAP REFRESH 1 - SIDEARM CONTROLLER	3	$739.57	$0.00	$739.57
Annual Payment 10	101010	AXON VR - TAP REFRESH 2 - SIDEARM CONTROLLER	6	$1,552.59	$0.00	$1,552.59
Annual Payment 10	101011	AXON VR - TAP REFRESH 3 - SIDEARM CONTROLLER	6	$1,597.24	$0.00	$1,597.24
Annual Payment 10	101012	AXON VR - TAP REFRESH 1 - CONTROLLER	6	$1,390.56	$0.00	$1,390.56
Annual Payment 10	101013	AXON VR - TAP REFRESH 2 - CONTROLLER	6	$1,447.45	$0.00	$1,447.45
Annual Payment 10	101014	AXON VR - TAP REFRESH 3 - CONTROLLER	6	$1,502.18	$0.00	$1,502.18
Annual Payment 10	101124	AXON VR - HOLSTER - T10 BLACKHAWK GRAY - RH	6	$72.01	$0.00	$72.01
Annual Payment 10	101199	AXON AIR - SKYDIO DFR COMMAND	3	$24,133.95	$0.00	$24,133.95
Annual Payment 10	101199	AXON AIR - SKYDIO DFR COMMAND	4	$38,850.82	$0.00	$38,850.82
Annual Payment 10	101199	AXON AIR - SKYDIO DFR COMMAND	4	$20,919.67	$0.00	$20,919.67
Annual Payment 10	101199	AXON AIR - SKYDIO DFR COMMAND	9	$121,035.25	$0.00	$121,035.25
Annual Payment 10	101199	AXON AIR - SKYDIO DFR COMMAND	4	$28,689.84	$0.00	$28,689.84
Annual Payment 10	101224	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE VT300Z SENSORPKG 3YR	3	$701.76	$0.00	$701.76
Annual Payment 10	101246	AXON AIR - SKYDIO X10 IN-PERSON TRAINING	1	$1,080.19	$0.00	$1,080.19
Annual Payment 10	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 10	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	12	$5,761.01	$0.00	$5,761.01

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 10	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$2,400.42	$0.00	$2,400.42
Annual Payment 10	101250	AXON AIR - SKYDIO PARACHUTE FOR X10	4	$1,920.34	$0.00	$1,920.34
Annual Payment 10	101251	AXON AIR - SKYDIO X10 CARE SAFE VEHICLE AIRFRAME CELL 3YR	3	$1,188.21	$0.00	$1,188.21
Annual Payment 10	101294	AXON VR - TABLET	3	$502.29	$0.00	$502.29
Annual Payment 10	101294	AXON VR - TABLET	3	$0.00	$0.00	$0.00
Annual Payment 10	101300	AXON VR - TABLET CASE	3	$23.40	$0.00	$23.40
Annual Payment 10	101391	AXON FUSUS - CORE - ELITE AI 2.0 44TB HDD	48	$28,805.06	$0.00	$28,805.06
Annual Payment 10	101408	AXON FUSUS - CORE - CAD	1	$72.01	$0.00	$72.01
Annual Payment 10	101413	AXON VR - CONTROLLER - HANDGUN VR320H	6	$1,368.24	$0.00	$1,368.24
Annual Payment 10	101422	AXON FUSUS - PSO - HARDWARE DEPLOYMENT	49	$2,499.44	$0.00	$2,499.44
Annual Payment 10	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	1	$0.00	$0.00	$0.00
Annual Payment 10	101424	AXON FUSUS - CORE - EXTENDED WARRANTY	48	$0.00	$0.00	$0.00
Annual Payment 10	101498	AXON AIR - SKYDIO - IN-PERSON TRAINING - DOCK FOR X10	1	$1,320.23	$0.00	$1,320.23
Annual Payment 10	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$31,730.57	$0.00	$31,730.57
Annual Payment 10	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.49	$0.00	$8,461.49
Annual Payment 10	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 10	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$10,576.86	$0.00	$10,576.86
Annual Payment 10	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	6	$25,384.46	$0.00	$25,384.46
Annual Payment 10	101499	AXON AIR - SKYDIO X10 DOCK COMMISSIONING	2	$8,461.49	$0.00	$8,461.49
Annual Payment 10	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	3	$1,889.97	$0.00	$1,889.97
Annual Payment 10	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	9	$5,669.92	$0.00	$5,669.92
Annual Payment 10	101508	AXON AIR - SKYDIO - CARE FOR X10 CELLULAR 5G + VT300-Z 3YR	4	$2,519.96	$0.00	$2,519.96
Annual Payment 10	101532	AXON AIR - SKYDIO DATA MGMT AND STREAMING SUITE	4	$5,285.67	$0.00	$5,285.67
Annual Payment 10	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 10	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 10	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$20,872.14	$0.00	$20,872.14
Annual Payment 10	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	12	$78,270.54	$0.00	$78,270.54
Annual Payment 10	101579	AXON AIR - SKYDIO X10 GROUND STATION 2.4/5 GHZ CELLULAR NA	4	$26,090.18	$0.00	$26,090.18
Annual Payment 10	101611	AXON VR - CONTROLLER - RIFLE VRM4R	2	$1,319.99	$0.00	$1,319.99
Annual Payment 10	101675	AXON FLEET - ERICSSON CRADLEPOINT R980-5GD-A+5YR NETCLOUD	25	$5,698.00	$0.00	$5,698.00
Annual Payment 10	101736	AXON AIR - SKYDIO X10 DOCK HW KIT	9	$62,374.47	$0.00	$62,374.47
Annual Payment 10	101738	AXON AIR - SKYDIO X10 PATROL HW KIT	4	$9,712.59	$0.00	$9,712.59
Annual Payment 10	101751	AXON VR - HEADSET - HTC FOCUS VISION	6	$1,435.21	$0.00	$1,435.21
Annual Payment 10	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 10	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	9	$30,534.80	$0.00	$30,534.80
Annual Payment 10	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 10	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.34	$0.00	$50,891.34
Annual Payment 10	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	4	$16,963.78	$0.00	$16,963.78
Annual Payment 10	101968	AXON AIR - SKYDIO ASSURED FUTURE EQUIPMENT DFR KIT	12	$50,891.34	$0.00	$50,891.34
Annual Payment 10	102050	AXON DEDRONEBEYOND RADAR LRR HW KIT (US)	1	$56,391.90	$0.00	$56,391.90
Annual Payment 10	102201	AXON DEDRONE - INSTALL SERVICES	2	$840.15	$0.00	$840.15
Annual Payment 10	102207	AXON DEDRONE BEYOND RADAR - LONG RANGE SOFTWARE	1	$107,224.96	$0.00	$107,224.96
Annual Payment 10	102212	AXON DEDRONE - DEDRONE TRACKER AI SOFTWARE C2 ONLINE	2	$43,627.28	$0.00	$43,627.28
Annual Payment 10	102215	AXON DEDRONE - DEDRONETRACKER.AI CAMERA SOFTWARE	2	$29,084.75	$0.00	$29,084.75
Annual Payment 10	102228	AXON DEDRONE - DEDRONE BEYOND LONG RANGE EXT WARRANTY	3	$48,488.36	$0.00	$48,488.36
Annual Payment 10	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	9	$174,990.73	$0.00	$174,990.73
Annual Payment 10	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	3	$58,330.24	$0.00	$58,330.24
Annual Payment 10	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$56,169.86	$0.00	$56,169.86
Annual Payment 10	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$32,261.66	$0.00	$32,261.66
Annual Payment 10	102294	AXON AIR - SKYDIO DOCK FOR X10 - MAINT. AND REPAIR - PREMIUM	4	$41,479.28	$0.00	$41,479.28
Annual Payment 10	102330	AXON VR - TAP REFRESH 1 - RIFLE CONTROLLER	2	$77.77	$0.00	$77.77
Annual Payment 10	102331	AXON VR - EXT WARRANTY - RIFLE CONTROLLER	2	$2,609.57	$0.00	$2,609.57

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Invoice Plan	Item	Description	Qty	Subtotal	Tax	Total
Annual Payment 10	102332	AXON VR - TAP REFRESH 3 - RIFLE CONTROLLER	2	$84.25	$0.00	$84.25
Annual Payment 10	102333	AXON VR - TAP REFRESH 2 - RIFLE CONTROLLER	2	$81.37	$0.00	$81.37
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102432	AXON TASER 10 - ELECTRIC COMBATIVES (5-DAY)	3	$0.00	$0.00	$0.00
Annual Payment 10	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 10	102737	AXON OUTPOST - STANDARD HARDWARE KIT	100	$0.00	$0.00	$0.00
Annual Payment 10	11630	THIRD PARTY PROVIDED HARDWARE	1	$376.87	$0.00	$376.87
Annual Payment 10	11630	THIRD PARTY PROVIDED HARDWARE	1	$5,508.37	$0.00	$5,508.37
Annual Payment 10	11630	Audio Collector Hardware Fee	1	$0.00	$0.00	$0.00
Annual Payment 10	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,564.63	$0.00	$3,564.63
Annual Payment 10	12344	AXON AIR - FOTOKITE CONNECT LICENSE	1	$3,960.70	$0.00	$3,960.70
Annual Payment 10	20373	AXON VR - TAP REFRESH 1 - HEADSET	6	$1,552.59	$0.00	$1,552.59
Annual Payment 10	20374	AXON VR - TAP REFRESH 2 - HEADSET	6	$1,615.96	$0.00	$1,615.96
Annual Payment 10	20375	AXON VR - TAP REFRESH 3 - HEADSET	6	$1,677.17	$0.00	$1,677.17
Annual Payment 10	71200	AXON FLEET - AIRGAIN ANT - 5-IN-1 2LTE 2WIFI 1GNSS BL	25	$747.13	$0.00	$747.13
Annual Payment 10	72036	AXON FLEET 3 - STANDARD 2 CAMERA KIT	25	$0.00	$0.00	$0.00
Annual Payment 10	74200	AXON TASER - DOCK - SIX BAY PLUS CORE	6	$1,259.14	$0.00	$1,259.14
Annual Payment 10	80396	AXON TASER - EXT WARRANTY - DOCK SIX BAY T7/T10	6	$709.30	$0.00	$709.30
Annual Payment 10	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$10,888.31	$0.00	$10,888.31
Annual Payment 10	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$4,666.42	$0.00	$4,666.42
Annual Payment 10	80462	TRUE UP - FLEET 3 ADVANCED WITH TAP	10	$7,777.37	$0.00	$7,777.37
Annual Payment 10	85055	AXON BODY - PSO - FULL SERVICE	1	$0.00	$0.00	$0.00
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	99901	AXON ACCELERATE CONFERENCE REGISTRATION	30	$3,236.97	$0.00	$3,236.97
Annual Payment 10	B00060	BUNDLE - OUTPOST	100	$128,981.83	$0.00	$128,981.83
Annual Payment 10	B00060	BUNDLE - OUTPOST	100	$0.00	$0.00	$0.00
Annual Payment 10	BasicLicense	Basic License Bundle	25	$6,484.74	$0.00	$6,484.74
Annual Payment 10	BWCamMBDTAP10Year	Body Worn Camera Multi-Bay Dock TAP 10 Year Bundle	24	$13,819.52	$0.00	$13,819.52
Annual Payment 10	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$16,148.10	$0.00	$16,148.10
Annual Payment 10	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$23,546.97	$0.00	$23,546.97
Annual Payment 10	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$9,306.48	$0.00	$9,306.48
Annual Payment 10	Fleet3A10Yr	Fleet 3 Advanced 10 Year	10	$2,981.32	$0.00	$2,981.32
Annual Payment 10	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 10	Fleet3ARe	Fleet 3 Advanced Renewal	25	$34,128.58	$0.00	$34,128.58
Annual Payment 10	H00001	AB4 Camera Bundle	397	$42,835.88	$0.00	$42,835.88
Annual Payment 10	IR2CB	Interview Room 2 Camera Essential	5	$30,762.38	$0.00	$30,762.38

Jul 2034						
Invoice Plan	**Item**	**Description**	**Qty**	**Subtotal**	**Tax**	**Total**
Annual Payment 10	IR2CB	Interview Room 2 Camera Essential	3	$19,349.65	$0.00	$19,349.65
Annual Payment 10	M00036	BUNDLE - OFFICER SAFETY PLAN 10 PREMIUM 10YR	450	$2,723,438.98	$0.00	$2,723,438.98
Annual Payment 10	ProLicense	Pro License Bundle	5	$3,890.84	$0.00	$3,890.84
Annual Payment 10	S00016	AXON AI - AI ERA	450	$1,376,420.97	$0.00	$1,376,420.97
Annual Payment 10	T00001	AB4 FLEX POV TAP BUNDLE	40	$4,914.14	$0.00	$4,914.14
Total				**$6,045,201.19**	**$0.00**	**$6,045,201.19**

Tax is estimated based on rates applicable at date of quote and subject to change at time of invoicing. If a tax exemption certificate should be applied, please submit prior to invoicing.

The League of Oregon Cities (fka NPP) Contract No. PS20270 is incorporated by reference into the terms and conditions of this Agreement. In the event of conflict the terms of Axon's Master Services and Purchasing Agreement shall govern.

Standard Terms and Conditions

Axon Enterprise Inc. Sales Terms and Conditions

Axon Master Services and Purchasing Agreement:

This Quote is limited to and conditional upon your acceptance of the provisions set forth herein and Axon's Master Services and Purchasing Agreement (posted at https://www.axon.com/sales-terms-and-conditions), as well as the attached Statement of Work (SOW) for Axon Fleet and/or Axon Interview Room purchase, if applicable. In the event you and Axon have entered into a prior agreement to govern all future purchases, that agreement shall govern to the extent it includes the products and services being purchased and does not conflict with the Axon Customer Experience Improvement Program Appendix as described below.

ACEIP:

The Axon Customer Experience Improvement Program Appendix, which includes the sharing of de-identified segments of Agency Content with Axon to develop new products and improve your product experience (posted at www.axon.com/legal/sales-terms-and-conditions), is incorporated herein by reference. By signing below, you agree to the terms of the Axon Customer Experience Improvement Program.

Acceptance of Terms:

Any purchase order issued in response to this Quote is subject solely to the above referenced terms and conditions. By signing below, you represent that you are lawfully able to enter into contracts. If you are signing on behalf of an entity (including but not limited to the company, municipality, or government agency for whom you work), you represent to Axon that you have legal authority to bind that entity. If you do not have this authority, please do not sign this Quote.

Exceptions to Standard Terms and Conditions

The following section of the Axon Master Services and Purchasing Agreement hereby deleted in its entirety and replaced with:

2.2. Upon completion of the Subscription Term, the Subscription Term may renew for a mutually agreeable period of time upon mutual written agreement of the Parties ("Renewal Term"). For purchase of TASER 7 or TASER 10 as a standalone, Axon may increase pricing to its then-current list pricing for any Renewal Term. New devices and services may require additional terms. Axon will not authorize services until Axon receives a signed Quote or accepts a purchase order, whichever is first.

Agency has existing contract(s) originated via Quote(s):

Q-457654, Q-518654, Q-540685, Q-541592, Q-552830, Q-679185, Q-707133, Q-712869, Q-730677

Agency is terminating those contracts effective 1/1/2026. Any changes in this date will result in modification of the program value which may result in additional fees or credits due to or from Axon.

The parties agree that Axon is applying a Transfer Balance of $96,143.98

100% discounted body-worn camera and docking station hardware contained in this quote reflects a TAP replacement for hardware purchased under existing quotes aforementioned above. All TAP obligations from this contract will be considered fulfilled upon execution of this quote.

TASER Hardware Upgrade: Customer may, at its option, complete a one-time hardware refresh during the applicable refresh period to either remain on its current TASER model or upgrade to Axon's then-current model at no additional cost, subject to product availability

SKUs 100837 and 100941 are third-party products and services and are subject to the Prepared 911 Terms and Conditions available at https://www.axon.com/sales-terms-and-conditions.

Customer shall receive three (3) Electric Combative Training vouchers per contract year during the Term of the Quote. Axon provides these vouchers at no additional cost to Customer. The Quote reflects these vouchers as SKUs listed with a one hundred percent (100%) elected discount.

Customer will receive all updates and enhancements that Axon makes generally available to the Axon AI Era products included in this bundle during the applicable subscription term, at no additional cost.

Customer may add up to seventy-five (75) additional users during the ten (10) year contract term. Fixed rates will apply according to the following schedule: twenty-five (25) users at 2025 price book rates, twenty-five (25) users at 2028 price book rates, and twenty-five (25) users at 2031 price book rates. Any additional users will be coterminous with the existing contract term.

Signature

Date Signed

11/11/2025



Prime Sponsor(s): Mr. Carter
Requested by: Department of Land Use
Date of introduction: November 18, 2025

RESOLUTION NO. 25-204

PLAN OF COUNTRY CLUB ESTATES; ST. GEORGES HUNDRED; NORTH SIDE OF CHURCHTOWN ROAD, APPROXIMATELY 3200 FT WEST OF BACK CREEK DRIVE; MAJOR LAND DEVELOPMENT PLAN THAT COMBINES TAX PARCELS 13-011.00-001, 002, 033, AND 163 INTO A SINGLE PARCEL TO CONSTRUCT AN OPEN SPACE PLANNED SUBDIVISION CONSISTING OF 96 SINGLE FAMILY DETACHED LOTS, 144 SINGLE FAMILY VILLAGE LOTS (99 AGE-RESTRICTED), 84 TOWNHOUSES, AND 216 MULTI-FAMILY APARTMENT UNITS WITH ASSOCIATED IMPROVEMENTS, INCLUDING PROPOSED CLUBHOUSES AND RECREATIONAL AREAS. THE PLAN RELIES ON A TRANSFER OF DEVELOPMENT RIGHTS (TDR) AND REFERENCES A MAXIMUM BASE YIELD OF 352 DWELLING UNITS, WITH AN ADDITIONAL 188 DWELLING UNITS, FOR A TOTAL OF 540 DWELLING UNITS; S AND S & H ZONING; APPLICATION NO. 2021-0287; COUNCIL DISTRICT 6.

NOW, THEREFORE, BE IT RESOLVED, by and for the County Council of New Castle County that County Council hereby approves the following major land development plan, Plan of Country Club Estates (Application Number 2021-0287) as heretofore approved by the Land Use Department, and the President of County Council is hereby authorized to endorse her approval upon the following plan.

Country Club Estates
St. George's Hundred

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

SYNOPSIS: Same as title.

FISCAL IMPACT: This will have no immediately discernible fiscal impact on the County but, if the parcel is developed in accordance with this record plan, there may be one or more fiscal effects on New Castle County government including, but not limited to, an increase in the assessed value of the property with the resultant increase in taxes collectible thereon and an increased demand for County services.

Marcus A. Henry
County Executive

David M. Culver
General Manager

New Castle County Department of Land Use

MEMORANDUM

TO: Council President
Members of County Council
Counsel to Council
Clerk of County Council

FROM: David Culver

RE: Application Number 2021-0287-S
Country Club Estates
Major Residential Land Development Record Plan

DATE: October 23, 2025

Enclosed for Council's review and consideration of approval are paper prints of the above-referenced plan. The Department has determined that this proposal complies with all applicable requirements of the New Castle County Code.

A suggested title and synopsis are attached.

cc: Marcus Henry, County Executive
Mona Parikh, Chief Administrative Officer

Plan of Country Club Estates; St. Georges Hundred; North side of Churchtown Road, approximately 3200 ft west of Back Creek Drive; Major land development plan that combines tax parcels 13-011.00-001, 002, 033, and 163 into a single parcel to construct an Open Space Planned subdivision consisting of 96 single family detached lots, 144 single family village lots (99 age-restricted), 84 townhouses, and 216 multi-family apartment units with associated improvements, including proposed clubhouses and recreational areas. The plan relies on a transfer of development rights (TDR) and references a maximum base yield of 352 dwelling units, with an additional 188 dwelling units, for a total of 540 dwelling units; S and S & H zoning; Council District 6.

Synopsis: Same as title

Fiscal Note: This will have no immediately discernible fiscal impact on the County but, if the parcel is developed in accordance with this record plan, there may be one or more fiscal effects on New Castle County government including, but not limited to, an increase in the assessed value of the property with the resultant increase in taxes collectible thereon and an increased demand for County services.

SITE DATA

1. OWNER OF RECORD: COUNTRY CLUB ESTATES LLC (13-011.00-001, -002,-033 , -162 & -163)
105 FOULK ROAD
WILMINGTON, DE 19803
2. ENGINEER / SURVEYOR: BECKER MORGAN GROUP INC.
100 DISCOVERY BLVD, SUITE 102
NEWARK, DE 19713
(302) 369-3700
3. PROPERTY ADDRESS 0, 1339, 1349 CHURCHTOWN ROAD & 0 OLD TELEGRAPH ROAD
MIDDLETOWN, DE 19709 (UNINCORPORATED)
NEW CASTLE COUNTY
4. PARCEL I.D. NUMBERS: 13-011.00-001, 13-011.00-002, 13-011.00-033, 13-011.00-162, 13-011.00-163
5. DEED SUMMARY:

T.P. 13-011.00-001	20051213-0128564
T.P. 13-011.00-002	2284-187
T.P. 13-011.00-033	2659-93
T.P. 13-011.00-162 & 13-011.00-163	2511-73

6. MICROFILM REFERENCE: 13129
7. ZONING CLASSIFICATION: EXISTING: S - SUBURBAN / NEW CASTLE COUNTY
PROPOSED: S - SUBURBAN / NEW CASTLE COUNTY
8. PRESENT USE: AGRICULTURAL FARMLAND
9. NUMBER OF LOTS: EXISTING: 5 LOTS
PROPOSED: SINGLE FAMILY = 324 LOTS
MULTI-FAMILY APARTMENTS = 1 LOT
UTILITY LOT = 1 LOT
HISTORIC STRUCTURE = 1 LOT
AGE-RESTRICTED CLUBHOUSE = 1 LOT
TOTAL = 328 LOTS
10. PROPOSED USE: OPEN SPACE PLANNED SUBDIVISION
11. TOTAL SITE AREA:

T.P. 13-011.00-001	50.92 ACRES ±
T.P. 13-011.00-002	90.94 ACRES ±
NEW T.P. 13-011.00-033	90.66 ACRES ±
EXISTING T.P. 13-011.00-033	91.18 AC ±
REMOVED FROM T.P. 13-011.00-033	- 0.52 AC ±
NEW T.P. 13-011.00-162	5.00 ACRES ±
EXISTING T.P. 13-011.00-162	4.48 AC ±
ADDED FROM T.P. 13-011.00-033	+ 0.52 AC ±
T.P. 13-011.00-163	58.48 ACRES ±
TOTAL AREA =	**296.00 ACRES ±**

12. PROTECTED RESOURCES: TOTAL RESOURCE LAND: 296.00 ACRES ±
PROTECTED RESOURCE LAND: 161.84 ACRES ±
13. NET BUILDABLE SITE AREA: 110.51 ACRES ±
14. OPEN SPACE: REQUIRED: 271.49 ACRES x 0.50 = 135.75 ACRES ±
PROVIDED: 190.17 ACRES ± (TOTAL)
15. USEABLE OPEN SPACE: REQUIRED: 1 ACRE / 100 DU = 5.40 ACRES ±
PROVIDED: 24.16 ACRES ± (ACTIVE/COMMUNITY OPEN SPACE)
166.01 ACRES ± (INACTIVE/NATURAL OPEN SPACE)
16. TOTAL S.W.M. AREA: 11.79 ACRES ±
17. AREA BREAKDOWN:

SINGLE FAMILY LOT AREA:	
PUBLIC R.O.W.:	21.63 ACRES ±
LOT AREA:	57.26 ACRES ±
IMPERVIOUS AREA:	2.90 ACRES ±
OPEN SPACE / NATURAL AREA:	182.33 ACRES ± (EXCLUDING S.W.M. AREAS)
S.W.M. AREA:	11.73 ACRES ±
TOTAL AREA:	**275.85 ACRES ±**
MULTI-FAMILY APARTMENT LOT:	
IMPERVIOUS AREA:	7.25 ACRES ±
OPEN SPACE:	7.45 ACRES ± (EXCLUDING S.W.M. AREAS)
S.W.M. AREA:	0.00 ACRES ±
TOTAL AREA:	**14.70 ACRES ±**
UTILITY LOT	
IMPERVIOUS AREA:	0.09 ACRES ±
OPEN SPACE:	0.36 ACRES ±
TOTAL AREA:	**0.45 ACRES ±**
PARCEL #13-011.00-162	
IMPERVIOUS AREA:	0.60 ACRES ±
OPEN SPACE:	4.40 ACRES ±
TOTAL AREA:	**5.00 ACRES ±**

18. TDR CALCULATIONS:

MAXIMUM BASE YIELD:	352 DU
ADDITIONAL TDR ALOTMENT:	188 DU (3 APT, BLDG, LOTS 1-6 & 130-240)
TOTAL PROPOSED DWELLING UNITS:	540 DU
AGE RESTRICTIVE TDRs:	99 DU (LOTS 139 - 237)

19. DENSITY CALCULATION:

MAXIMUM GROSS DENSITY:	1,86 DU / ACRE
MAXIMUM NET DENSITY:	5,00 DU / ACRE
PROPOSED GROSS DENSITY:	540 DU / 296,00 ACRES = 1,82 DU / ACRE
PROPOSED NET DENSITY:	540 DU / 110,51 ACRES = 4,89 DU / ACRE

20. DWELLING UNIT MIX:

LOT TYPE	REQUIRED	PROVIDED
SINGLE FAMILY (10,000-12,000):	5% / 27 DU MIN,	6,1% / 33 DU
SINGLE FAMILY (12,000+):	40% / 216 DU MAX,	11,7% / 63 DU
SINGLE FAMILY VILLAGE:	5% / 27 DU MIN,	26,6% / 144 DU
TOWNHOUSES:	5% / 27 DU MIN,	15,6% / 84 DU
MULTI-FAMILY APARTMENTS:	40% / 216 DU MAX,	40,0% / 216 DU
TOTAL:		**540 DU**

21. SETBACKS:

SINGLE FAMILY (10K-12K & 12K+):		SINGLE FAMILY VILLAGE:	
STREET:	25 FT	STREET:	12 FT
SIDE:	6 FT	PARKING:	20 FT
REAR:	30 FT	SIDE:	6 FT
MAX HEIGHT:	36 FT	REAR:	25 FT
MIN LOT WIDTH:	80 FT (10,000-12,000)	MAX HEIGHT:	36 FT
	85 FT (12,000+)	MIN LOT WIDTH:	48 FT
TOWNHOUSES:		MULTI-FAMILY APARTMENTS:	
STREET:	15 FT	STREET:	25 FT
PARKING:	20 FT	PARKING:	15 FT
SIDE:	6 FT (END UNIT)	SIDE:	12 FT
REAR:	20 FT	REAR:	20 FT
MAX HEIGHT:	40 FT	MAX HEIGHT:	50 FT
MIN LOT WIDTH:	22 FT	MIN LOT WIDTH:	100 FT

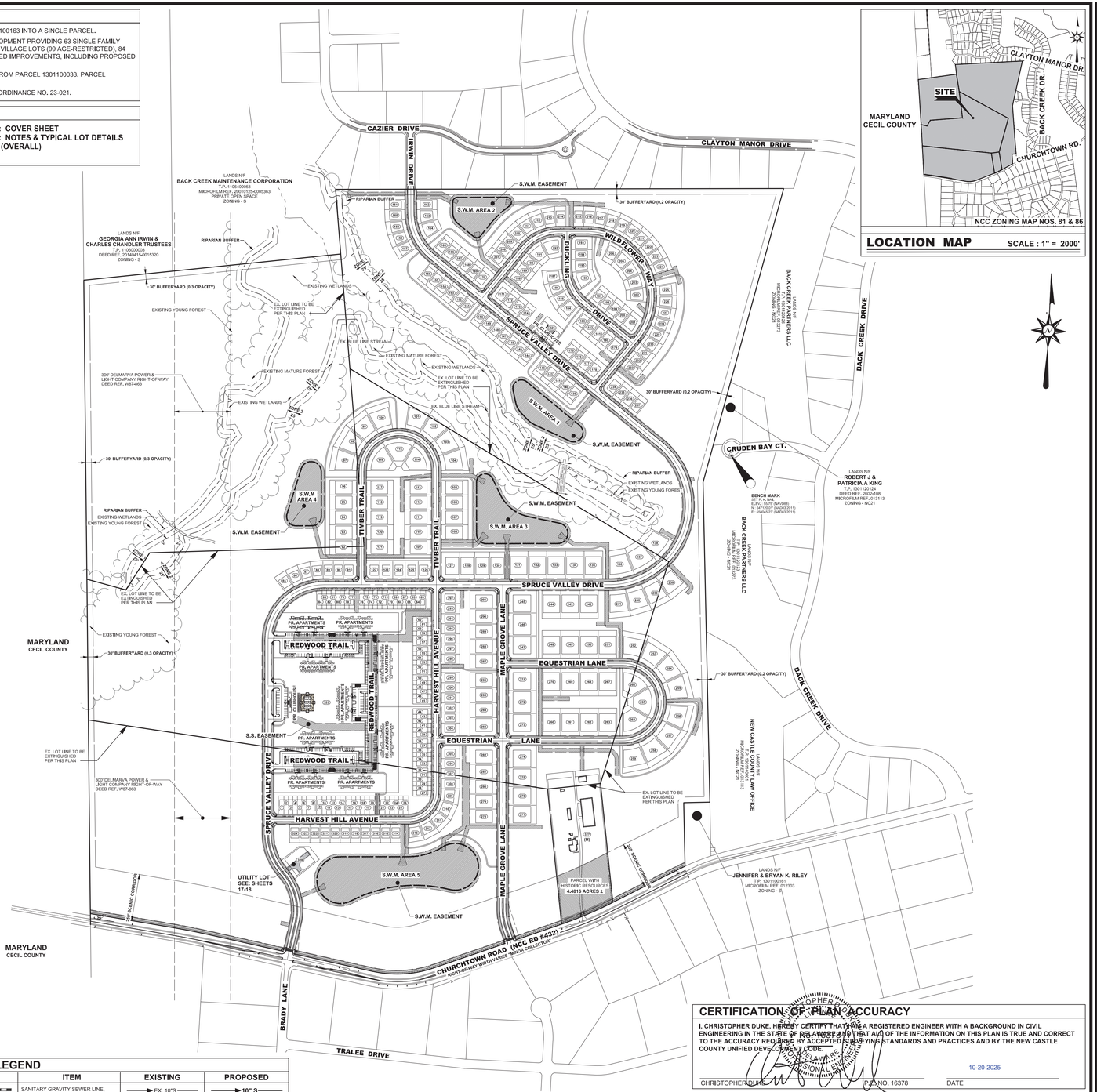
22. PARKING CALCULATIONS:
REQUIRED PARKING:
FOR OPEN SPACE PLANNED RESIDENTIAL: 2,25 PER DU
2,25 x 225 DU = 507 SPACES
FOR AGE RESTRICTED RESIDENTIAL: 1,5 PER DU
1,50 x 99 DU = 149 SPACES
MULTI-FAMILY APARTMENTS: 1,5 PER 1 BEDROOM DU; 2,0 PER 2/3 BEDROOM DU; 2,25 PER 4 BEDROOM DU; 2,5 PER 5+ BEDROOM DU; 1 ADD'L GUEST SPACE PER 5 DU
1,5 x 85 (1 BEDROOM) DU = 127,5 SPACES
2,0 x 131 (2/3 BEDROOM) DU = 262 SPACES
216 DU / 5 = 43,2 SPACES
TOTAL APARTMENT PARKING = 433 SPACES
TOTAL REQUIRED: 1,089 SPACES
BIKE REQUIRED: 44 SPACES (433 SPACES / 10)
PROVIDED PARKING:
TOTAL PROVIDED: 1,089 SPACES
(ASSUMES 2 ON-LOT FOR EACH NON-APARTMENT DU, PLUS APARTMENT AREA PARKING SPACES)
BIKE PROVIDED: 45 SPACES
APARTMENT AREA CLUBHOUSE PARKING:
REQUIRED: 6 SPACES / 1,000 S.F. OF GROSS FLOOR AREA
= 6 x (5,000 S.F. / 1,000 S.F.) = 30 SPACES
PROVIDED: 30 SPACES
REQUIRED BICYCLE PARKING: 1 SPACE / 10 VEHICLE PARKING SPACES
= 30 SPACES / 10 = 3 SPACES
PROVIDED BICYCLE PARKING: 4 SPACES
OPEN SPACE PLANNED CLUBHOUSE PARKING:
REQUIRED: 6 SPACES / 1,000 S.F. OF GROSS FLOOR AREA
= 6 x (2,000 S.F. / 1,000 S.F.) = 12 SPACES
PROVIDED: 12 SPACES
REQUIRED BICYCLE SPACES: 1 SPACE / 10 VEHICLE PARKING SPACES
= 12 SPACES / 10 = 2 SPACES
PROVIDED BICYCLE SPACES: 2 SPACES
23. LINEAR FT, OF PUBLIC R,O,W,: TOTAL RIGHT-OF-WAY: 17,465,0 L.F, ±
60' RIGHT-OF-WAY: 8,632,5 L.F, ±
50' RIGHT-OF-WAY: 8,832,5 L.F, ±
24. IMPERVIOUS COVER: 45,46 ACRES ± = 15,36% COVERAGE
25. WRPA INFORMATION: RECHARGE AREA:
TOTAL AREA WITHIN WRPA: 296,00 ACRES ±
PERMITTED IMPERVIOUS WITHIN WRPA: 59,20 ACRES ± (20.00%)
PROPOSED IMPERVIOUS WITHIN WRPA: 45,46 ACRES ± (15,36%)
ROAD & SIDEWALK IMPERVIOUS: 16,66 ACRES ± (5,63%)
ON-LOT IMPERVIOUS*: 17,96 ACRES ±*(6,07%)
APARTMENT LOT IMPERVIOUS: 7,25 ACRES ± (2,45%)
OTHER IMPERVIOUS: 3,59 ACRES ± (1,21%)
* ACREAGE BASED ON THE MAXIMUM AMOUNTS OF PERMITTED ON-LOT IMPERVIOUS COVER AS OUTLINED IN GENERAL NOTE 6.3.1. ON SHEET 2 OF 16.
PERMITTED DISTURBANCE WITHIN WRPA: 148,00 ACRES ± (50%)
PROPOSED DISTURBANCE WITHIN WRPA: 139,32 ACRES ± (47,07%)
26. SURVEY DATUM: NGS MONUMENTS
VERTICAL: NAVD 88 - H38 HORIZONTAL: NAD 83 (2011) - CORS
27. MONUMENTATION: AS SHOWN
2 SET
28. TOTAL DISTURBED AREA: 148,68 ACRES ±
29. SOURCE OF WATER: TIDEWATER UTILITIES
30. SOURCE OF SEWER: NEW CASTLE COUNTY
31. SANITARY SEWER FLOWS: AVERAGE DAILY FLOW: 241 DETACHED DU'S x 300 GPD = 72,300 GPD
84 ATTACHED DU'S x 250 GPD = 21,000 GPD
216 APARTMENT DU'S x 200 GPD = 43,200 GPD
2 CLUBHOUSES x 300 GPD = 600 GPD
TOTAL = 137,100 GPD
PEAK DAILY FLOW: 137,100 GPD x 4(PEAK FACTOR) = 548,400 GPD

PLAN PURPOSE:

1. TO CONSOLIDATE PARCELS 1301100001, 1301100002, 1301100033, AND 1301100163 INTO A SINGLE PARCEL.
2. TO SUBDIVIDE THE PROJECT AREA INTO AN OPEN SPACE PLANNED DEVELOPMENT PROVIDING 63 SINGLE FAMILY (12,000+) LOTS, 33 SINGLE FAMILY (10,000-12,000) LOTS, 144 SINGLE FAMILY VILLAGE LOTS (99 AGE-RESTRICTED), 84 TOWNHOUSES, AND 216 MULTI-FAMILY APARTMENT UNITS WITH ASSOCIATED IMPROVEMENTS, INCLUDING PROPOSED CLUBHOUSES AND RECREATIONAL AREAS.
3. HISTORIC PARCEL 1301100162 TO INCREASE SIZE BY ADDING 0.52 ACRES FROM PARCEL 1301100033. PARCEL 1301100162 WILL NOW BE 5.00 ACRES IN TOTAL.
4. HISTORIC (H) OVERLAY ZONING CREATED FOR LOT 327 IN REFERENCE TO ORDINANCE NO. 23-021.

SHEET INDEX

1	MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN: COVER SHEET
2	MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN: NOTES & TYPICAL LOT DETAILS
3	MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN (OVERALL)
4 - 19	MAJOR RESIDENTIAL LAND DEVELOPMENT PLAN


CAZIER DRIVE
IRWIN DRIVE
CLAYTON MANOR DRIVE
LANDS N/F
BACK CREEK MAINTENANCE CORPORATION
T.P. 1106400053
MICROFILM REF. 20010125-0005363
PRIVATE OPEN SPACE
ZONING - S
LANDS N/F
GEORGIA ANN IRWIN & CHARLES CHANDLER TRUSTEES
T.P. 1106500023
DEED REF. 20140415-0015320
ZONING - S
RIPARIAN BUFFER
30' BUFFERYARD (0.3 OPACITY)
EXISTING YOUNG FOREST
EXISTING WETLANDS
EX. LOT LINE TO BE EXTINGUISHED PER THIS PLAN
EX. BLUE LINE STREAM
EXISTING MATURE FOREST
300' DELMARVA POWER & LIGHT COMPANY RIGHT-OF-WAY DEED REF., W87-663
ZONE 1
ZONE 2
ZONE 3
S.W.M. AREA 1
S.W.M. AREA 2
S.W.M. AREA 3
S.W.M. AREA 4
S.W.M. AREA 5
S.W.M. EASEMENT
S.S. EASEMENT
30' BUFFERYARD (0.2 OPACITY)
WILD FLOWER WAY
DUCKLING DRIVE
SPRUCE VALLEY DRIVE
TIMBER TRAIL
REDWOOD TRAIL
HARVEST HILL AVENUE
HARVEST HILL LANE
MAPLE GROVE LANE
EQUESTRIAN LANE
EQUESTRIAN LANE
BACK CREEK DRIVE
CRUDEN BAY CT.
BENCH MARK
SET P.K. NAIL
ELEV.= 55.79 (NAVD88)
N - 560649.07 (NAD83 2011)
E - 1605405.27 (NAD83 2011)
LANDS N/F
BACK CREEK OWNERS LLC
T.P. 1301100124
DEED REF. 20140415-0015320
ZONING - NC21
LANDS N/F
ROBERT J & PATRICIA A KING
T.P. 1301100124
DEED REF. 2002-108
MICROFILM REF. 013113
ZONING - NC21
LANDS N/F
NEW CASTLE COUNTY LAW OFFICE
T.P. 1301100181
MICROFILM REF. 012303
ZONING - S
LANDS N/F
JENNIFER & BRYAN K. RILEY
T.P. 1301100181
MICROFILM REF. 012303
ZONING - S
PARCEL WITH HISTORIC RESOURCES
4.4816 ACRES ±
200' SCENIC CORRIDOR
UTILITY LOT
SEE: SHEETS 17-18
MARYLAND
CECIL COUNTY
CHURCHTOWN ROAD (NCC RD #432)
RIGHT-OF-WAY WIDTH VARIES, MINOR COLLECTOR
BRADY LANE
TRALEE DRIVE
PR. APARTMENTS
PR. APARTMENTS
PR. APARTMENTS

GENERAL NOTES

1. BOUNDARY AND TOPOGRAPHIC SURVEY DATA SHOWN HEREON WAS COMPILED FROM A FIELD SURVEY PERFORMED BY BECKER MORGAN GROUP, INC, DOVER, DE, IN THE SUMMER OF 2015. PROJECT VERTICAL DATUM IS BASED ON DELAWARE STATE PLANE (NAVD 88) AND PROJECT HORIZONTAL DATUM IS BASED ON DELAWARE STATE PLANE (NAD83 (2011)), GPS DERIVED FROM N.G.S. CONTROL MONUMENTS.
2. THE BOUNDARY LINES PORTRAYED HEREON HAVE BEEN ESTABLISHED BASED SOLELY ON PHYSICAL EVIDENCE DISCOVERED IN THE FIELD IN CONJUNCTION WITH DETERMINATIONS DERIVED FROM SOURCE OF TITLE AND ADJACENT DEED RECORD INFORMATION.
3. THE EXISTING UTILITIES SHOWN WERE TAKEN FROM THE BEST AVAILABLE RECORDS. THE CONTRACTOR SHALL CONTACT A PRIVATE UTILITY LOCATOR TO VERIFY THEIR EXACT LOCATION PRIOR TO THE START OF ANY CONSTRUCTION.
4. FLOODPLAIN: THE SITE IS NOT WITHIN THE 100-YEAR FLOODPLAIN AS SHOWN ON FIRM MAP PANEL *10003C0229L & 10003C0300K*, EFFECTIVE 01/22/2020.
5. WETLAND: WETLAND DELINEATION WAS COMPLETED BY WATERSHED ECO, NEWARK, DELAWARE AND IS BASED ON A SITE DELINEATION PREFORMED IN FEBRUARY OF 2021 BY JIM MCCULLEY (PWS 471). THE DELINEATION DETERMINED THERE ARE WETLANDS EXISTENT ON THE SITE.
6. WRPA: THIS AREA OF DEVELOPMENT IS LOCATED WITHIN A WATER RESOURCE PROTECTION AREA (WRPA) BASED ON REVIEW OF "MAPPING OF WATER RESOURCE PROTECTION AREAS FOR CITY OF NEWARK, CITY OF WILMINGTON, AND NEW CASTLE COUNTY, DELAWARE" MAP 2 OF 3, LAST REVISED MARCH 2022.
   6.1. TOTAL RECHARGE AREA: ± 296.00 AC.
   6.2. EXISTING IMPERVIOUS WITHIN RECHARGE AREA: ± 1.05 AC. (0.36% OF WRPA AREA)
   6.3. PROPOSED IMPERVIOUS WITHIN RECHARGE AREA: ± 45.37 AC. (15.33% OF WRPA AREA)
   6.3.1. THE FOLLOWING ASSUMED AREAS WERE USED TO CALCULATE THE MAXIMUM AMOUNT OF ON-LOT IMPERVIOUS COVER ANTICIPATED WITHIN THE WRPA RECHARGE AREA, AND ARE NOT INTENDED AS A SPECIFIC LOT LIMITATION:

SINGLE FAMILY (12,000+):	3,500 S.F.±
SINGLE FAMILY (10,000-12,000):	3,000 S.F.±
SINGLE FAMILY VILLAGE:	2,500 S.F.±
TOWNHOMES:	1,250 S.F.± (7,500 S.F. ± PER 6 PACK)

7. CRITICAL NATURAL AREAS: NO PORTION OF THIS SITE CONTAINS CRITICAL NATURAL AREAS PER THE DELAWARE INVENTORY OF NATURAL AREAS.
8. DEBRIS DISPOSAL: DELAWARE REGULATIONS PROHIBIT THE BURIAL OF CONSTRUCTION DEMOLITION DEBRIS, INCLUDING TREES AND STUMPS ON CONSTRUCTION SITES, ANY SOLID WASTE FOUND DURING EXCAVATION MUST BE REMOVED AND PROPERLY DISCARDED.
9. TIDEWATER WATER: WATER SUPPLY IS SUBJECT TO THE APPROVAL OF THE DELAWARE STATE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL AND THE DELAWARE DEPARTMENT OF PUBLIC HEALTH.
10. SANITARY SEWER: SEWERAGE IS SUBJECT TO THE APPROVAL OF THE NEW CASTLE COUNTY DEPARTMENT OF PUBLIC WORKS AT THE TIME OF APPROVAL OF THIS PLAN, SEWER CAPACITY EXISTED TO ACCOMMODATE THE ANTICIPATED FLOWS GENERATED BY THIS ADDITIONAL DEVELOPMENT. NEW CASTLE COUNTY HAS COMMITTED TO PROVIDE SEWER SERVICE IN ACCORDANCE WITH THE LAND DEVELOPMENT IMPROVEMENT AGREEMENT FOR THIS DEVELOPMENT. THE OWNER OF THIS PROPERTY, HIS SUCCESSORS OR ASSIGNS, SHALL BE RESPONSIBLE FOR EXTENDING SEWER SERVICE TO EACH LOT SHOWN ON OR CREATED BY THIS PLAN.
11. ALL HANDICAPPED PARKING DEMARCATION, STALLS, AND BUILDING ACCESSIBLE ROUTES SHALL COMPLY WITH THE "AMERICAN WITH DISABILITIES ACT".
12. THIS DRAWING DOES NOT INCLUDE NECESSARY COMPONENT FOR CONSTRUCTION SAFETY. ALL CONSTRUCTION MUST BE DONE IN COMPLIANCE WITH THE OCCUPATIONAL SAFETY AND HEALTH ACT OF 1970 AND ALL RULES AND REGULATIONS THERETO APPURTENANT.
13. BEFORE THE CONTRACTOR CAN BEGIN CONSTRUCTION HE MUST OBTAIN THE PROPER PERMITS AND/OR APPROVALS FROM NEW CASTLE COUNTY (N.C.C.), DNREC, DELAWARE DEPARTMENT OF TRANSPORTATION (DELDOT), AND APPROPRIATE STATE AND COUNTY AGENCIES.
14. ALL CONSTRUCTION METHODS AND MATERIALS SHALL BE ACCORDING TO NEW CASTLE COUNTY AND THE STATE OF DELAWARE STANDARDS, NEW CASTLE COUNTY DEPARTMENT OF PUBLIC WORKS AND CONSTRUCTION SPECIFICATIONS.
15. UNLESS OTHERWISE DESCRIBED BY METES AND BOUNDS, OR BY MATHEMATICAL REFERENCE TO A PROPERTY LINE, A 40' WIDE SANITARY SEWER EASEMENT OR A 20' STORM DRAINAGE EASEMENT, 20' AND 10' RESPECTIVELY, ON EACH SIDE OF THE CENTERLINE OF THE PIPE, SHALL BE CREATED WHERE A SANITARY SEWER OR STORM SEWER IS DESIGNATED FOR PUBLIC USE IN UNPAVED AREAS AND IS OUTSIDE OF A DEDICATED PUBLIC RIGHT-OF-WAY. A 20' WIDE EASEMENT, 10' ON EACH SIDE OF THE CENTERLINE OF THE PIPE, SHALL BE CREATED WHERE A SANITARY SEWER PIPE IS DESIGNATED FOR PUBLIC USE IN PRIVATELY MAINTAINED PAVED AREAS, SUCH AS PARKING LOTS, PRIVATE STREETS OR DRIVEWAYS. IF THE CONSTRUCTED HORIZONTAL SEWER MAIN LOCATION DEVIATES BY MORE THAN 2.5 FEET FROM THE DESIGN LOCATION, THE PROPERTY MAY BE SUBJECT TO A RESUBDIVISION PLAN OR PIPE RELOCATION AS DETERMINED BY THE DEPARTMENT OF PUBLIC WORKS.
16. SIDEWALK: UNLESS OTHERWISE SPECIFIED ON THIS PLAN, SIDEWALKS SHALL BE INSTALLED IN THE LOCATIONS SHOWN ON THIS PLAN PRIOR TO THE ISSUANCE OF A CERTIFICATE OF OCCUPANCY FOR THE DWELLING (OR GROUP OF DWELLINGS FOR ATTACHED DWELLINGS) IN FRONT OF WHICH THEY ARE SHOWN. SIDEWALKS CONSTRUCTED WITHIN STREET RIGHT-OF-WAYS SHALL BE FIVE (5) FEET IN WIDTH AND CONSTRUCTED OF PORTLAND CEMENT CONCRETE.
17. NEW CASTLE COUNTY HAS THE RIGHT OF ACCESS TO THE SITE FOR THE PURPOSE OF OPERATING, MAINTAINING, AND REPAIRING THE SANITARY SEWER LINES CONTAINED WITHIN THE SEWER EASEMENTS SHOWN ON THIS PLAN.
18. NEW CASTLE COUNTY DRAINAGE CODE: DRAINAGE, EROSION AND SEDIMENT CONTROL, & STORMWATER MANAGEMENT SHALL BE IN ACCORDANCE WITH THE DELAWARE SEDIMENT AND STORMWATER REGULATIONS & THE NEW CASTLE COUNTY DRAINAGE CODE.
19. A LANDSCAPE PLAN, PREPARED BY BECKER MORGAN GROUP, INC, LAST DATED 12 / 20 / 2024 OR AS AMENDED AND APPROVED IN WRITING BY THE DEPARTMENT OF LAND USE, IS HEREBY CONSIDERED A PART OF THE RECORD PLAN.
20. UTILITY EASEMENT: A SIX (6) FOOT WIDE EASEMENT ON EACH SIDE OF EACH SIDE AND REAR LOT LINE SHOWN ON THIS PLAN AND ON EACH SIDE OF EACH SIDE AND REAR LOT LINE SUBSEQUENTLY ESTABLISHED WITHIN THE AREA SHOWN ON THIS PLAN IS HEREBY DEDICATED TO BE AVAILABLE FOR ANY UTILITY USE, PROVIDED THAT WHERE ANY LOT LINE IS ELIMINATED, THE EASEMENT ALONG SAID LOT LINE SHALL BE EXTINGUISHED EXCEPT AS TO UTILITIES THEN EXISTING IN SAID EASEMENT.
21. FOR MAINTENANCE OF THE COMMON FACILITIES INCLUDING PRIVATE OPEN SPACE, PRIVATE ALLEYWAYS, STORMWATER MANAGEMENT AREAS, ETC. SHOWN ON THE PLAN, SEE THE MAINTENANCE DECLARATION DATED JUNE 10, 2025 , AND OF RECORD IN THE OFFICE OF THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY, STATE OF DELAWARE, INSTRUMENT NO. 20250610-0038621 .
22. IMPACT FEE: THIS PLAN IS SUBJECT TO THE IMPACT FEE PROVISIONS OF CHAPTER 40, ARTICLE 14 OF THE NEW CASTLE COUNTY CODE, AS MAY BE AMENDED BY THE NEW CASTLE COUNTY COUNCIL.
23. ALL IMPROVEMENTS REQUIRED BY THIS PLAN AND THE NEW CASTLE COUNTY CODE SHALL BE SUBJECT TO THE LAND DEVELOPMENT IMPROVEMENT AGREEMENTS (LDIA'S), AND THE PERFORMANCE GUARANTEES INCORPORATED THEREIN. THE LDIA'S ARE RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY, STATE OF DELAWARE, ON MAY 5, 2025. AT INSTRUMENT NOS, 20250505-0029589 & 20250505-0029590.
24. SUBDIVISION STREETS AND STATE HIGHWAY ACCESS:
   24.1. ALL ENTRANCES SHALL CONFORM TO THE STATE OF DELAWARE DEPARTMENT OF TRANSPORTATION AND WILL BE SUBJECT TO ITS APPROVAL.
   24.2. ALL RIGHTS-OF-WAY ARE HEREBY DEDICATED FOR PUBLIC USE.
   24.3. SUBDIVISION STREETS CONSTRUCTED WITHIN THE LIMITS OF THE RIGHT-OF-WAY DEDICATED TO THE PUBLIC USE SHOWN ON THIS PLAN ARE TO BE MAINTAINED BY THE STATE OF DELAWARE FOLLOWING THE COMPLETION OF THE STREETS BY THE DEVELOPER TO THE SATISFACTION OF THE STATE. THE STATE ASSUMES NO MAINTENANCE RESPONSIBILITIES WITHIN THE DEDICATED STREET RIGHT-OF-WAY UNTIL THE STREETS HAVE BEEN ACCEPTED BY THE STATE.
   24.4. FOR ALL PROJECTS WITH PLANNED STREET INTERCONNECTIONS, A NOTE STATING "FUTURE INTERCONNECTION TO ADJOINING PROPERTY" SHALL BE ON THE PLAN.
   24.5. THE DEVELOPER OR ITS ASSIGNS SHALL, DURING CONSTRUCTION AND BEFORE THE FIRST LOT IS SOLD, INSTALL A STREET SIGN TO PROVIDE NOTICE TO POTENTIAL PURCHASERS OF PROPERTY ALONG A PROPOSED OR PLANNED INTERCONNECTING STREET THAT SAID INTERCONNECTION IS PLANNED OR PROPOSED. SUCH SIGNS SHALL BE OF A METAL DELDOT REGULATION STREET SIGN AND SHALL BE LOCATED AT THE END OF THE STUB STREET IN THE RIGHT-OF-WAY. THE SIGN SHALL INDICATE "STREET CONNECTION TO FUTURE DEVELOPMENT". AS WELL AS REFERENCE "NEW CASTLE COUNTY DEPARTMENT OF LAND USE" AND THE RESPECTIVE "INSTRUMENT NUMBER" OF THE RECORDED PLAN DEPICTING THE INTERCONNECTION. FOR PROJECTS WHERE THE INTERCONNECTING STREET IS NOT CONSTRUCTED UNTIL FUTURE PHASES, THE DEVELOPER SHALL MOVE THE SIGN AS NECESSARY (TO BE DETERMINED BY THE DEPARTMENT) TO THE END OF THE STUB STREET AS CONSTRUCTION OCCURS. THE SIGN SHALL BE REMOVED ONCE THE INTERCONNECTION IS MADE. PHOTOGRAPHIC PROOF OF INSTALLATION AND A SIGNED AFFIDAVIT MUST BE PROVIDED TO THE DEPARTMENT PRIOR TO ISSUANCE OF THE FIRST BUILDING PERMIT.
   24.6. THE DEVELOPER OR ITS ASSIGNS SHALL OBTAIN WRITTEN ACKNOWLEDGEMENT AS A PART OF ANY AGREEMENT OF SALE FROM A PROSPECTIVE HOMEBUYER AS TO AWARENESS OF THE POTENTIAL OR PLANNED STREET INTERCONNECTION.
   24.7. THE DEVELOPER AND/OR ITS ASSIGNS SHALL APPEND A NOTIFICATION TO EVERY NEW DEED IN EVERY NEW SUBDIVISION STATING THE NAME OF THE SUBDIVISION, THE INSTRUMENT NUMBER OF THE SUBDIVISION, AND THE NAME OF EVERY STREET IN THE SUBDIVISION FOR WHICH A FUTURE INTERCONNECTION IS PROPOSED OR PLANNED.
   24.8. THE DEVELOPER AND/OR ITS ASSIGNS SHALL NOTE ON THE RECORD PLAN THE PLANNED OR POTENTIAL STREET INTERCONNECTIONS AND THE AFOREMENTIONED REQUIREMENTS TO POST SIGNAGE, TO OBTAIN WRITTEN ACKNOWLEDGEMENT OF NOTICE OF THE PROPOSED CONNECTOR STREET, AND THE REQUIREMENT THAT THE DEVELOPER AND/OR ITS ASSIGNS FURNISH A COPY OF THE RECORD PLAN DEPICTING THE STREET INTERCONNECTION(S) TO EVERY HOMEBUYER IN THE SUBDIVISION.
   24.9. FAILURE TO IMPLEMENT ANY ACTION REQUIRED BY A RECORD PLAN NOTE SHALL BE DEEMED TO BE A VIOLATION OF THE RECORD PLAN, AND SHALL BE SUBJECT TO ALL PENALTIES AND REMEDIES CONTAINED IN DIVISION 40.31.900.
25. COMMUNITY POSTAL BOXES: POSTAL BOXES SHALL BE INSTALLED IN ACCORDANCE WITH THE RULES AND REGULATIONS OF THE UNITED STATES POSTAL SERVICE.
26. THIS PROJECT HAS ACQUIRED THE FOLLOWING DEVELOPMENT RIGHTS:
   26.1. THIS PROJECT HAS ACQUIRED THE DEVELOPMENT RIGHTS OF 1 DEVELOPMENT RIGHT FROM PARCELS 13-009.00-010 AND 13-009.00-013 AS RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY, ON OCTOBER 12, 2022, AT INSTRUMENT # 20221012-0097589.
   26.2. THIS PROJECT HAS ACQUIRED THE DEVELOPMENT RIGHTS OF 184 DEVELOPMENT RIGHTS FROM PARCELS 13-009.00-015 AND 13-009.00-024 AS RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY, ON APRIL 10, 2025, AT INSTRUMENT # 20250410-0002344 .
   26.3. THIS PROJECT HAS ACQUIRED THE DEVELOPMENT RIGHTS OF 3 DEVELOPMENT RIGHTS FROM PARCELS 14-021.00-012 AS RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY, ON JUNE 13, 2025, AT INSTRUMENT # 20250613-0039768 .
27. ALL EXISTING WELLS SHALL BE PLUGGED AND ALL SEPTIC SYSTEMS REMOVED THAT ARE LOCATED ON SITE. ALL REMOVAL AND PLUGS SHALL BE IN ACCORDANCE WITH DNREC REGULATIONS.
28. ALL STORM SEWER TO BE MAINTAINED BY THE MAINTENANCE CORPORATION TO BE VIDEOTAPED. THE VIDEO SHALL BE REVIEWED BY A PROFESSIONAL ENGINEER AND ANY ITEMS CITED IN THE REPORT REPAIRED OR REBUILT BY ACCEPTABLE METHODS TO MEET DELDOT REQUIREMENTS PRIOR TO SUBMISSION TO NCC FOR REVIEW AND ACCEPTANCE PRIOR TO TRANSFER TO THE MAINTENANCE CORPORATION.
29. A TIS HAS BEEN PERFORMED AND ALL APPLICABLE AGREEMENTS SHALL BE EXECUTED PRIOR TO ENTRANCE PLAN APPROVAL IN ORDER TO IMPLEMENT THE TIS RECOMMENDATIONS. THE STUDY WAS DONE BY BECKER MORGAN GROUP IN APRIL 2022 AND FINAL TIS WAS APPROVED ON AUGUST 12,2022, WITH THE FOLLOWING RECOMMENDATIONS:
   29.1. THE DEVELOPER SHALL IMPROVE THE STATE-MAINTAINED ROAD(S) ON WHICH THEY FRONT (CHURCHTOWN ROAD), WITHIN THE LIMITS OF THE SITE FRONTAGE, TO MEET DELDOT'S STANDARDS FOR THEIR FUNCTIONAL CLASSIFICATION AS FOUND IN SECTION 1.1 OF THE DEVELOPMENT COORDINATION MANUAL AND ELSEWHERE THEREIN. THE IMPROVEMENTS SHALL INCLUDE ALL TURN DIRECTIONS OF TRAVEL, REGARDLESS OF WHETHER THE DEVELOPER'S LANDS ARE ON ONE OR BOTH SIDES OF THE ROAD. FRONTAGE IS DEFINED IN SECTION 1 OF THE DEVELOPMENT COORDINATION MANUAL, WHICH STATES "THIS LENGTH INCLUDES THE LENGTH OF ROADWAY PERPENDICULAR TO LINES CREATED BY THE PROJECTION OF THE OUTSIDE PARCEL CORNERS TO THE ROADWAY." QUESTIONS ON OR APPEALS OF THIS REQUIREMENT SHALL BE DIRECTED TO THE DELDOT SUBDIVISION REVIEW COORDINATOR IN WHOSE AREA THE DEVELOPMENT IS LOCATED.
   29.2. THE DEVELOPER SHALL CONSTRUCT THE FULL-MOVEMENT SITE ACCESS A (WESTERN ACCESS) ON CHURCHTOWN ROAD, THE PROPOSED CONFIGURATION IS SHOWN IN THE TABLE BELOW, THIS PROPOSED SITE DRIVEWAY SHALL BE CONSTRUCTED DIRECTLY ACROSS FROM EXISTING BRADY LANE.

APPROACH	EXISTING CONFIGURATION	PROPOSED CONFIGURATION
EASTBOUND CHURCHTOWN ROAD	ONE SHARED THROUGH/RIGHT-TURN LANE	ONE LEFT-TURN LANE AND ONE SHARED THROUGH/RIGHT-TURN LANE
WESTBOUND CHURCHTOWN ROAD	ONE SHARED LEFT-TURN/THROUGH LANE	ONE LEFT-TURN LANE, ONE THROUGH LANE, AND ONE RIGHT-TURN LANE
NORTHBOUND BRADY LANE	ONE SHARED LEFT/RIGHT-TURN LANE	ONE LEFT/THROUGH/RIGHT-TURN LANE
SOUTHBOUND SITE ACCESS A	APPROACH DOES NOT EXIST	ONE LEFT/THROUGH/RIGHT-TURN LANE

INITIAL RECOMMENDED MINIMUM TURN-LANE LENGTHS (EXCLUDING TAPERS) OF THE SEPARATE TURN LANES ARE LISTED BELOW. THE DEVELOPER SHALL COORDINATE WITH DELDOT'S DEVELOPMENT COORDINATION SECTION TO DETERMINE FINAL TURN-LANE LENGTHS AND OTHER DESIGN DETAILS DURING THE SITE PLAN REVIEW.

APPROACH	LEFT-TURN LANE	RIGHT-TURN LANE
EASTBOUND CHURCHTOWN ROAD	135 FEET *	N/A
WESTBOUND CHURCHTOWN ROAD	135 FEET *	240 FEET *
NORTHBOUND BRADY LANE	N/A	N/A
SOUTHBOUND SITE ACCESS A	N/A	N/A

* INITIAL TURN-LANE LENGTH BASED ON DELDOT'S AUXILIARY LANE WORKSHEET

   29.3. THE DEVELOPER SHALL CONSTRUCT THE FULL-MOVEMENT SITE ACCESS B (EASTERN ACCESS) ON CHURCHTOWN ROAD. THE PROPOSED CONFIGURATION IS SHOWN IN THE TABLE BELOW.

APPROACH	EXISTING CONFIGURATION	PROPOSED CONFIGURATION
EASTBOUND CHURCHTOWN ROAD	ONE THROUGH LANE	ONE LEFT-TURN LANE AND ONE THROUGH LANE
WESTBOUND CHURCHTOWN ROAD	ONE THROUGH LANE	ONE THROUGH LANE AND ONE RIGHT-TURN LANE
SOUTHBOUND SITE ACCESS B	APPROACH DOES NOT EXIST	ONE SHARED LEFT/RIGHT-TURN LANE

INITIAL RECOMMENDED MINIMUM TURN-LANE LENGTHS (EXCLUDING TAPERS) OF THE SEPARATE TURN LANES ARE LISTED BELOW. THE DEVELOPER SHALL COORDINATE WITH DELDOT'S DEVELOPMENT COORDINATION SECTION TO DETERMINE FINAL TURN-LANE LENGTHS AND OTHER DESIGN DETAILS DURING THE SITE PLAN REVIEW.

APPROACH	LEFT-TURN LANE	RIGHT-TURN LANE
EASTBOUND CHURCHTOWN ROAD	160 FEET *	N/A
WESTBOUND CHURCHTOWN ROAD	N/A	240 FEET *
SOUTHBOUND SITE ACCESS B	N/A	N/A

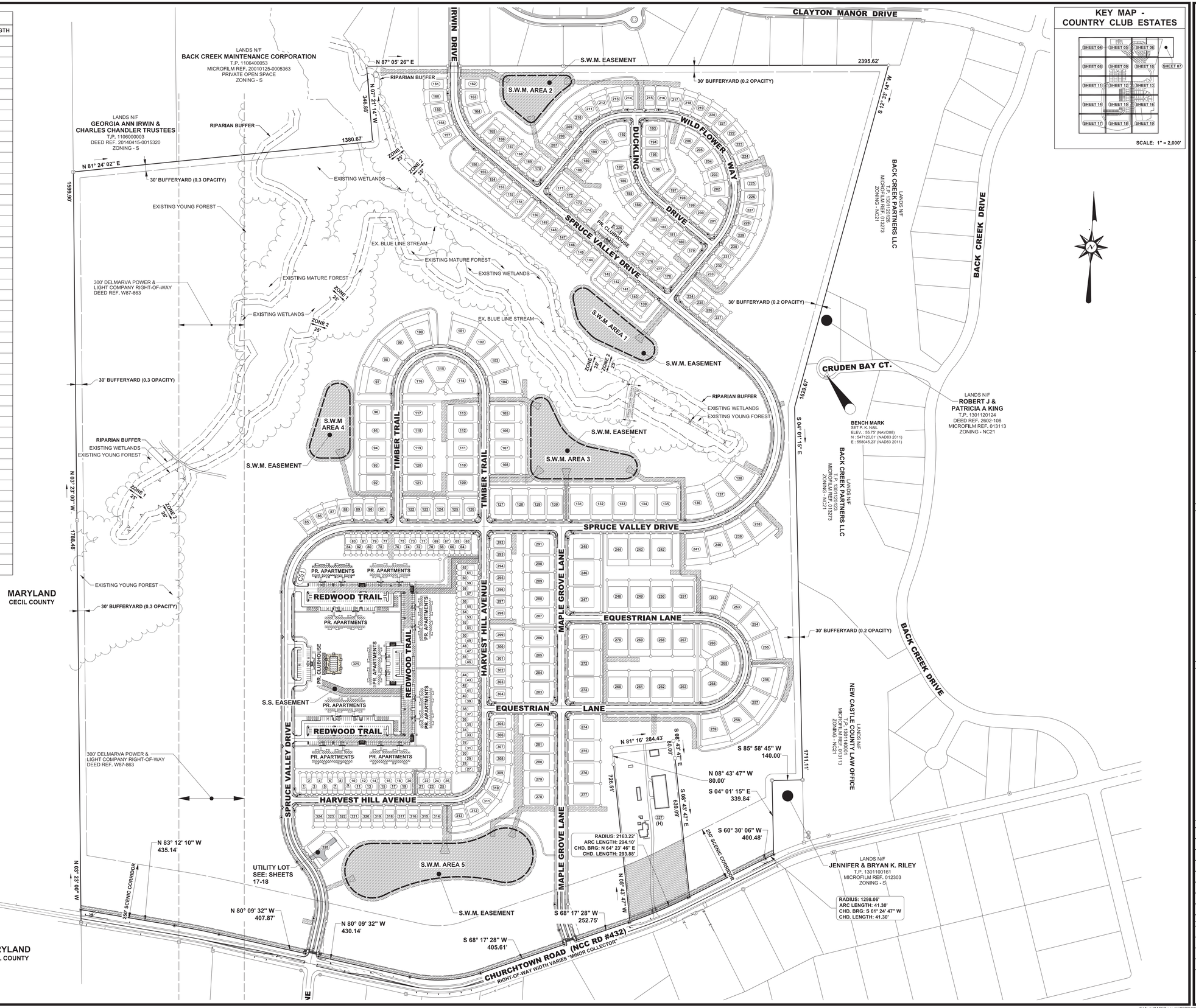
* INITIAL TURN-LANE LENGTH BASED ON DELDOT'S AUXILIARY LANE WORKSHEET

   29.4. THE DEVELOPER SHALL ENTER INTO A TRAFFIC SIGNAL AGREEMENT WITH DELDOT FOR THE INTERSECTION OF BOYDS CORNER ROAD AND RATLEDGE ROAD. THE AGREEMENT SHALL INCLUDE PEDESTRIAN SIGNALS, CROSSWALKS, INTERCONNECT, AND ITS EQUIPMENT SUCH AS CCTV CAMERAS AT DELDOT'S DISCRETION. THE DEVELOPER SHALL COORDINATE WITH DELDOT TO DETERMINE IF A CONTRIBUTION TO DELDOT'S TRAFFIC SIGNAL REVOLVING FUND (TSRF) IS AN OPTION.
   29.5. THE DEVELOPER SHALL COORDINATE WITH DELDOT REGARDING AN EQUITABLE SHARE CONTRIBUTION TOWARD DELDOT'S *SR 896 AND BETHEL CHURCH RD INTERCHANGE PROJECT*. THE AMOUNT OF THE CONTRIBUTION SHALL BE DETERMINED THROUGH COORDINATION WITH DELDOTS DEVELOPMENT COORDINATION SECTION.
   29.6. THE DEVELOPER SHALL ENTER INTO AN AGREEMENT WITH DELDOT TO CONSTRUCT OR PARTICIPATE IN THE CONSTRUCTION OF A SINGLE-LANE ROUNDABOUT AT THE INTERSECTION OF CHOPTANK ROAD AND ARMSTRONG CORNER ROAD AT A TIME TO BE DETERMINED BY DELDOT. THE ROUNDABOUT DESIGN SHALL FOLLOW *NCHRP: REPORT 672 2ND EDITION - ROUNDABOUTS: AN INFORMATION GUIDE*, DELDOT'S *ROAD DESIGN MANUAL*, AND DELDOT'S *DESIGN GUIDANCE MEMORANDUM NUMBER I-26* FOR ROUNDABOUTS. THE ROUNDABOUT SHALL ALSO BE DESIGNED TO ACCOMMODATE PEDESTRIANS AND BICYCLISTS. ADDITIONALLY, LIGHTING AT THE ROUNDABOUT SHALL BE EVALUATED PER DELDOT'S LIGHTING GUIDELINES. THE DEVELOPER SHALL COORDINATE WITH DELDOT'S DEVELOPMENT COORDINATION SECTION REGARDING THE AGREEMENT AND THE ROUNDABOUT DESIGN.
   29.7. THE DEVELOPER SHALL COORDINATE WITH DELDOT'S DEVELOPMENT COORDINATION SECTION REGARDING A ROADWAY INTERCONNECTION TO THE ADJACENT BACK CREEK RESIDENTIAL DEVELOPMENT. THE ROADWAY INTERCONNECTION WOULD CONNECT WITH THE EXISTING IRWIN DRIVE STUB STREET THAT WAS CONSTRUCTED IN THAT DEVELOPMENT ENDING AT THE SHARED PROPERTY LINE.
   29.8. THE FOLLOWING BICYCLE AND PEDESTRIAN IMPROVEMENTS SHALL BE INCLUDED:
      29.8.1. PER THE DELDOT DEVELOPMENT COORDINATION MANUAL SECTION 5.2.9.2., BICYCLE LANES ARE REQUIRED WHERE RIGHT-TURN LANES ARE BEING INSTALLED.

GENERAL NOTES (CONTINUED)

      29.8.2. APPROPRIATE BICYCLE SYMBOLS, DIRECTIONAL ARROWS, PAVEMENT MARKINGS,A ND SIGNING SHALL BE INCLUDED ALONG BICYCLE FACILITIES AND TURN LANES WITHIN THE PROJECT LIMITS.
      29.8.3. UTILITY COVERS SHALL BE MADE FLUSH WITH PAVEMENT.
      29.8.4. IF CLUBHOUSES OR OTHER COMMUNITY FACILITIES ARE CONSTRUCTED WITHIN THE SITE, BICYCLE PARKING SHALL BE PROVIDED NEAR BUILDING ENTRANCES. WHERE BUILDING ARCHITECTURE PROVIDED AN AWNING, OTHER OVERHANG, OR INDOOR PARKING, THE BICYCLE PARKING SHALL BE COVERED.
      29.8.5. A MINIMUM 15-FOOT WIDE PERMANENT EASEMENT FROM THE EDGE OF THE RIGHT-OF-WAY SHALL BE DEDICATED TO DELDOT WITHIN THE SITE FRONTAGE ALONG CHURCHTOWN ROAD.
      29.8.6. WITHIN THE EASEMENT ALONG THE CHURCHTOWN ROAD SITE FRONTAGE, A MINIMUM OF A 10-FOOT WIDE SHARED-USE PATH THAT MEETS CURRENT AASHTO AND ADA STANDARDS SHALL BE CONSTRUCTED. THE SHARED-USE PATH SHALL MEET AASTHO AND ADA STANDARDS AND SHALL HAVE A MINIMUM OF A FIVE-FOOT BUFFER FROM THE ROADWAY AT THE PROPERTY BOUNDARIES. THE SHARED-USE PATH SHALL CONNECT TO THE ADJACENT PROPERTY OR TO THE SHALL IN ACCORDANCE WITH DELDOT'S SHARED-USE PATH AND/OR SIDEWALK TERMINATION REFERENCE GUIDE DATED AUGUST 1, 2018. THE DEVELOPER SHALL COORDINATE WITH DELDOT'S DEVELOPMENT COORDINATION SECTION THROUGH THE PLAN REVIEW PROCESS TO DETERMINE THE DETAILS OF THE SHARED-USE PATH DESIGN AND CONNECTION/TERMINATIONS AT OR BEFORE BOTH BOUNDARY PROPERTIES.
      29.8.7. A SIDEWALK SHALL BE PROVIDED FROM THE NORTHERN SECTION OF THE COUNTRY CLUB ESTATES SITE TO THE ADJACENT BACK CREEK RESIDENTIAL DEVELOPMENT ENDING AT THE SHARED PROPERTY LINE, THE EXISTING IRWIN DRIVE STUB STREET INCLUDES SIDEWALKS ON BOTH SIDES OF THE STREET, AND TYING INTO THOSE SIDEWALKS IS RECOMMENDED. DETAILS OF THE RECOMMENDED SIDEWALK CONNECTION SHALL BE COORDINATED WITH DELDOT'S DEVELOPMENT COORDINATION SECTION.
      29.8.8. ADA COMPLIANT CURB RAMPS AND CROSSWALKS SHALL BE PROVIDED AT ALL PEDESTRIAN CROSSINGS, INCLUDING ALL SITE ENTRANCES, TTYPE 3 CURB RAMPS ARE DISCOURAGED.
      29.8.9. INTERNAL SIDEWALKS FOR PEDESTRIAN SAFETY AND TO PROMOTE WALKING AS A VIABLE TRANSPORTATION ALTERNATIVE SHALL BE CONSTRUCTED WITHIN THE DEVELOPMENT, THESE SIDEWALKS SHALL EACH BE A MINIMUM OF FIVE FEET WIDE (WITH A MINIMUM OF A FIVE-FOOT BUFFER FROM THE ROADWAY) AND SHALL MEET CURRENT AASHTO AND ADA STANDARDS. INTERNAL SIDEWALKS IN THE DEVELOPMENT SHALL CONNECT TO THE PROPOSED SHARED-USE PATH ALONG CHURCHTOWN ROAD.
   29.8.10. WHERE INTERNAL SIDEWALKS ARE LOCATED ALONGSIDE OF PARKING SPACES, A BUFFER SHALL BE ADDED TO PREVENT VEHICULAR OVERHANG ONTO THE SIDEWALK.
30. THIS PLAN SUPERSEDES IN PART, THE PLAN OF COUNTRY CLUB ESTATES DATED 08/02/2004 AND RECORDED ON 06/29/2006 IN THE RECORDER OF DEEDS IN AND FOR NEW CASTLE COUNTY, STATE OF DELAWARE, MICROFILM # 20060629000619321.
31. A PORTION OF THIS DEVELOPMENT IS AN AGE RESTRICTED COMMUNITY SUBJECT TO DIVISION 40.07.700 AND TABLE 40.04.11.A OF THE NEW CASTLE COUNTY CODE AND THE HOUSING FOR OLDER PERSONS ACT (HOPA) OF 1995 OF THE FEDERAL FAIR HOUSING ACT 42 U.S.C. 3601 ET. SEQ. AGE RESTRICTED UNITS (LOTS 139 TO 237) SHALL CONTAIN ALL NECESSARY LIVING ARRANGEMENTS ON THE FIRST FLOOR.
32. ANY AREA DESIGNATED FOR PROTECTION AS A NATURAL RESOURCE PURSUANT TO ARTICLE 10 OF THE NEW CASTLE COUNTY UNIFIED DEVELOPMENT CODE IS HEREBY PROTECTED BY A CONSERVATION EASEMENT THAT SHALL RUN IN PERPETUITY FOR THE BENEFIT OF NEW CASTLE COUNTY, ANY AREA ON THIS PLAN DELINEATED AS A CONSERVATION EASEMENT SHALL REMAIN IN ITS NATURAL STATE.
33. THE DEVELOPER SHALL HAVE ACCESS TO A PRIVATE LOT FOR A PERIOD OF AT LEAST ONE YEAR AFTER SAID LOT HAS BEEN SOLD FOR THE PURPOSE OF COMPLETING OVERALL SITE DRAINAGE AND/OR LANDSCAPING REQUIREMENTS.
34. A GEOTECHNICAL EVALUATION HAS BEEN PERFORMED TO APPROXIMATE THE SEASONAL HIGH WATER TABLE (SHWT) ELEVATION(S) AND THE FOLLOWING LOTS REQUIRE FURTHER EVALUATION, AS IT PERTAINS TO THEIR LOWEST PROPOSED FLOOR ELEVATION PRIOR TO THE ISSUANCE OF A BUILDING PERMIT: LOT 145-168, 170-174, 188, 193, & 207 (32 TOTAL LOTS),
35. DOCUMENT ANY CONSTRUCTION LIMITATIONS BASED ON THE GEOTECHNICAL EVALUATION OF THE SHWT ELEVATIONS PRIOR TO BUILDING PERMIT ISSUANCE. ALL STRUCTURES PROPOSED WITH LOWEST FLOOR WITHIN 3 FEET OF THE ESTIMATED SHWT SHALL BE WATERPROOFED (UDC 40.22.130). NO LOWEST FLOOR SHALL BE CONSTRUCTED WITHIN 2 FEET OF THE ESTIMATED SHWT (40.22.220).
36. THE OWNER/DEVELOPER SHALL PAY, TO NEW CASTLE COUNTY, FUNDS FOR RESIDENTIAL STORM WATER MANAGEMENT FACILITY MAINTENANCE AND INSPECTIONS PURSUANT TO SECTION 40.27.230 OF THE COUNTY CODE, THE FUNDS SHALL BE USED FOR THE COSTS ASSOCIATED WITH INSPECTIONS, LONG-TERM SEDIMENT CLEANOUT AND STRUCTURAL REPAIR AND RECONSTRUCTION OF STORM WATER MANAGEMENT FACILITIES, AN AMOUNT OF $ 194,000.00 , AS DETERMINED BY THE DEPARTMENT OF PUBLIC WORKS, SHALL BE FUNDED UPON THE ISSUANCE OF SEVENTY-FIVE (75) PERCENT OF THE BUILDING PERMITS FOR THE LOTS IN THE SUBDIVISION, AND THE DEPARTMENT OF LAND USE SHALL WITHHOLD THE ISSUANCE OF ANY ADDITIONAL BUILDING PERMITS UNTIL THE DEPARTMENT OF LAND USE IS FURNISHED WITH SATISFACTORY WRITTEN PROOF THAT THE FUNDS HAVE BEEN PAID TO NEW CASTLE COUNTY IN ACCORDANCE WITH THE REQUIREMENTS.
37. PURSUANT TO UDC 40.27.220, THE DEVELOPER SHALL PLACE FUNDS IN AN INTEREST BEARING ESCROW ACCOUNT EQUIVALENT TO THE COST OF MAINTAINING THE PRIVATE OPEN SPACE, PRIVATE ALLEYS, AND COMMON FACILITIES FOR A TWO (2) YEAR PERIOD, TO INCLUDE AN AMOUNT EQUAL TO TEN (10) PERCENT OF THE COST OF ACQUIRING AND INSTALLING THE LANDSCAPING. THE AMOUNT SHALL BE $423,645 ($1,307.55 PER LOT x 324 LOTS) AS SHOWN ON THIS PLAN OR SUBSEQUENT PLANS.
38. ALL ACTIVE RECREATION AREAS AND RECREATIONAL FACILITIES (CLUBHOUSES, PAVILIONS, ETC.) SHALL BE COMPLETED PRIOR TO THE ISSUANCE OF FIFTY (50) PERCENT OF THE TOTAL BUILDING PERMITS WITHIN THE SUBDIVISION.
39. A STORMWATER MANAGEMENT ACCESS EASEMENT IN FAVOR OF NEW CASTLE COUNTY, ITS AGENTS AND ASSIGNS IS HEREBY CREATED ON, OVER, UNDER AND ACROSS THE ENTIRE AREA OF ALL STORMWATER MANAGEMENT FACILITIES LOCATED ON LOT 325 (MULTI-FAMILY APARTMENT LOT), INCLUDING STORMWATER CONVEYANCE SYSTEMS, BASINS, AND ALL COMPONENTS THEREOF, IDENTIFIED ON THE PLAN AND ALL WATERCOURSES FOR THE PURPOSE OF INSPECTING, EVALUATING AND MAINTAINING THE STORMWATER MANAGEMENT FACILITIES AND WATERCOURSES. THE EASEMENT SHALL EXTEND FROM THE OUTER EDGES OF EACH SUCH STORMWATER MANAGEMENT FACILITY. A GENERAL ACCESS EASEMENT IS HEREBY CREATED OVER AND ACROSS THE PROPERTY SHOWN ON THIS PLAN GRANTING NEW CASTLE COUNTY, ITS AGENTS AND ASSIGNS THE RIGHT, PRIVILEGE AND AUTHORITY TO ENTER UPON AND TRAVEL ACROSS THE PROPERTY TO EACH STORMWATER MANAGEMENT FACILITY. THE EASEMENTS H

Curve Table				
CURVE	LENGTH	RADIUS	CHD. BEARING	CHD. LENGTH
C1	240.76'	270.00'	S15° 37' 27"E	232.87'
C2	294.27'	330.00'	N15° 37' 27"W	284.61'
C3	221.04'	330.00'	S21° 58' 52"E	216.93'
C4	180.85'	270.00'	N21° 58' 52"W	177.49'
C5	39.27'	25.00'	N42° 12' 29"E	35.36'
C6	39.27'	25.00'	S47° 47' 31"E	35.36'
C7	518.36'	330.00'	S42° 12' 29"W	466.69'
C8	265.08'	270.00'	S59° 04' 57"W	254.56'
C9	39.27'	25.00'	S42° 12' 29"W	35.36'
C10	39.27'	25.00'	S47° 47' 31"E	35.36'
C11	39.27'	25.00'	N42° 12' 29"E	35.36'
C12	39.27'	25.00'	N47° 47' 31"W	35.36'
C13	39.27'	25.00'	N47° 47' 31"W	35.36'
C14	39.27'	25.00'	S42° 12' 29"W	35.36'
C15	39.27'	25.00'	N47° 47' 31"W	35.36'
C16	39.27'	25.00'	N42° 12' 29"E	35.36'
C17	968.64'	395.00'	S16° 57' 23"W	743.54'
C18	1115.82'	455.00'	N16° 57' 12"E	856.50'
C19	39.27'	25.00'	N8° 18' 05"W	35.36'
C20	39.27'	25.00'	N81° 41' 55"E	35.36'
C21	39.27'	25.00'	S8° 18' 05"E	35.36'
C22	39.27'	25.00'	S81° 41' 55"W	35.36'
C23	290.16'	330.00'	S28° 06' 45"E	280.90'
C24	237.40'	270.00'	N28° 06' 45"W	229.83'
C25	196.35'	125.00'	N42° 12' 29"E	176.78'
C26	274.89'	175.00'	N42° 12' 29"E	247.49'
C27	39.27'	25.00'	N42° 12' 29"E	35.36'
C28	39.27'	25.00'	S47° 47' 31"E	35.36'
C29	550.70'	175.00'	S87° 12' 29"W	350.00'
C30	706.90'	225.00'	S87° 12' 30"W	450.00'
C31	119.95'	360.00'	S12° 20' 14"E	119.39'
C32	99.96'	300.00'	N12° 20' 14"W	99.50'
C33	39.27'	25.00'	S47° 47' 31"E	35.36'
C34	39.27'	25.00'	N42° 12' 29"E	35.36'
C35	39.27'	25.00'	N42° 12' 29"E	35.36'
C36	39.27'	25.00'	S47° 47' 31"E	35.36'
C37	39.27'	25.00'	S42° 12' 29"W	35.36'
C38	39.27'	25.00'	N47° 47' 31"W	35.36'
C39	573.34'	182.50'	N2° 47' 31"W	365.00'
C40	730.41'	232.50'	N2° 47' 31"W	465.00'
C41	39.27'	25.00'	N8° 18' 05"W	35.36'
C42	40.69'	25.00'	N80° 04' 16"E	36.35'
C43	716.05'	325.00'	N29° 40' 27"W	579.76'
C44	847.51'	375.00'	N28° 02' 48"W	678.31'
C45	39.27'	25.00'	S42° 12' 29"W	35.36'
C46	40.44'	25.00'	N49° 08' 00"W	36.17'
C47	187.81'	225.00'	S60° 36' 43"W	182.41'
C48	242.43'	275.00'	S61° 57' 12"W	234.65'
C49	242.43'	275.00'	N28° 02' 48"W	234.65'
C50	198.35'	225.00'	S28° 02' 48"E	191.99'
C51	159.04'	270.00'	S14° 04' 58"W	156.75'



KEY MAP - COUNTRY CLUB ESTATES

SCALE: 1" = 2,000'

BECKER MORGAN GROUP

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910.341.7600

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CHRISTOPHER J. DIVIRO LICENSE No. 16378 PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN (OVERALL)

0 100 200 400

SCALE: 1" = 200'

ISSUE	BLOCK	
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 3 OF 19

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 200'
DRAWN BY: T.D.G. | PROJ. MGR.: T.D.G.

SHEET

3 OF 19

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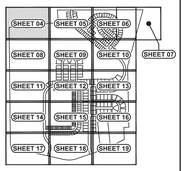
LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

EXISTING BLUE LINE STREAM

LANDS N/F
GEORGIA ANN IRWIN &
CHARLES CHANDLER TRUSTEES
T.P. 1106400055
DEED REF. 20140415-0015320
ZONING - S

LANDS N/F
BACK CREEK MAINTENANCE CORPORATION
T.P. 1106400053
MICROFILM REF. 20010125-0005363
PRIVATE OPEN SPACE
ZONING - S

MARYLAND
CECIL COUNTY

ZONING - S
ZONING - S

N 81° 24' 02" E

FCM

1939.90'

ZONING - S
ZONING - S

30' BUFFERYARD (0.3 OPACITY)

30' BUFFERYARD (0.3 OPACITY)

300' DELMARVA POWER &
LIGHT COMPANY RIGHT-OF-WAY
DEED REF. W87-863

ZONING - S
ZONING - S

30' BUFFERYARD (0.3 OPACITY)

EXISTING WETLANDS

LIMIT OF EXISTING WETLANDS

ZONE 1
25'

ZONE 2
25'

EXISTING MATURE FOREST

LIMIT OF EXISTING MATURE FOREST

LIMIT OF EXISTING YOUNG FOREST

EXISTING YOUNG FOREST

LIMIT OF EXISTING MATURE FOREST

BECKER MORGAN GROUP

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CHRISTOPHER T. DIKE
LICENSE
No. 16378
PROFESSIONAL ENGINEER
DELAWARE

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80

SCALE: 1" = 40'

ISSUE	BLOCK	
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 19

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
DRAWN BY: **T.D.G.** | PROJ. MGR.: **T.D.G.**

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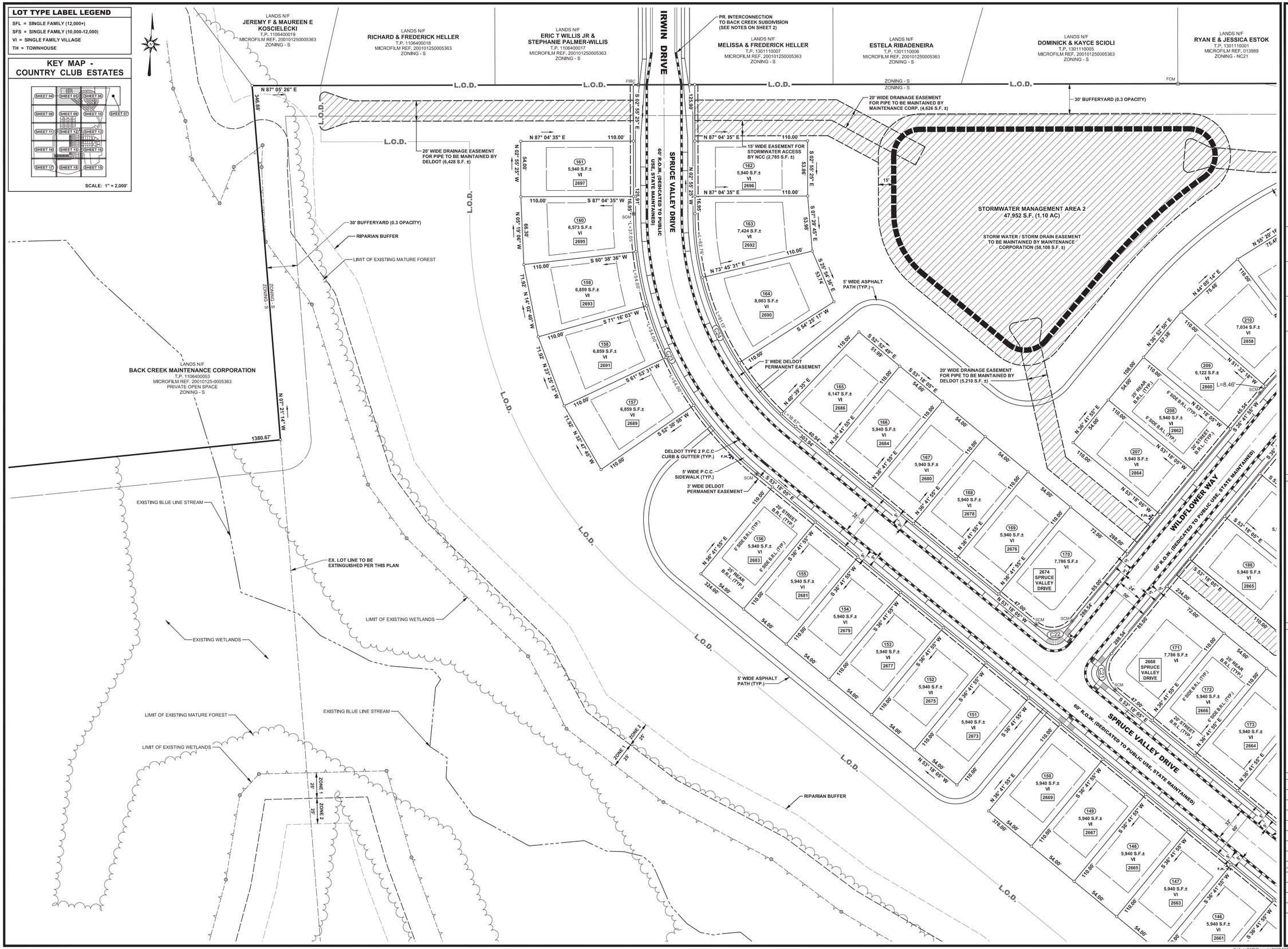

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CHRISTOPHER D. DUKE LICENSE No. 16378 DELAWARE PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80

SCALE: 1" = 40'

ISSUE BLOCK		
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 19

PROJECT NO.:	2020244.00
DATE:	12/14/2023
SCALE:	1" = 40'
DRAWN BY: T.D.G.	PROJ. MGR.: T.D.G.

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LANDS N/F
JOHN J & EVELYN L RILEY
T.P. 1301110002
MICROFILM REF. 013989
ZONING - NC21

LANDS N/F
JEFFERY S & KRISTEN M LANDAU
T.P. 1301110003
MICROFILM REF. 013113
ZONING - NC21

LANDS N/F
JASON A & CYNTHIA R GRYGO
T.P. 1301120144
MICROFILM REF. 013113
ZONING - NC21

LANDS N/F
SHAUN M & SANDRA C BURKE
T.P. 1301120143
MICROFILM REF. 013113
ZONING - NC21

LANDS N/F
MARK & VASAGI CAMPANO
T.P. 1301120142
MICROFILM REF. 013113
ZONING - NC21

LANDS N/F
GERALD S & SANDRA L GAUDING
T.P. 1301120141
MICROFILM REF. 013113
ZONING - NC21

LANDS N/F
ELISA L MORRIS
T.P. 1301120140
MICROFILM REF. 013113
ZONING - NC21

ZONING - NC21
ZONING - S

FIRC

FIP

L.O.D.

30' BUFFERYARD (0.2 OPACITY)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY DELDOT (9,730 S.F. ±)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (3,339 S.F. ±)

5' WIDE ASPHALT PATH (TYP.)

3' WIDE DELDOT PERMANENT EASEMENT

WILDFLOWER WAY
60' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

VARYING WIDTH DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY DELDOT (48 S.F. ±)

DUCKLING DRIVE
60' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

5' WIDE P.C.C. SIDEWALK (TYP.)

DELDOT TYPE 2 P.C.C CURB & GUTTER (TYP.)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (1,939 S.F. ±)

USABLE OPEN SPACE AREA 1.02 AC. ±

USABLE OPEN SPACE AREA 1.91 AC. ±

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (1,096 S.F. ±)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (3,900 S.F. ±)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (2,095 S.F. ±)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (1,595 S.F. ±)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (4,257 S.F. ±)

CLUBHOUSE
2,000 S.F.±

BICYCLE PARKING (2 SPACES)

30' REAR B.R.L.

25' REAR B.R.L. (TYP.)

6' SIDE B.R.L.

30' STREET B.R.L. (TYP.)

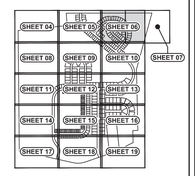
SCM

F.I.H.

F.J.H.

210	7,034 S.F.± VI	2858	
211	7,034 S.F.± VI	2856	
212	7,034 S.F.± VI	2854	
213	7,034 S.F.± VI	2852	
214	6,317 S.F.± VI	2850	
215	5,940 S.F.± VI	2846	
216	6,537 S.F.± VI	2844	
217	6,753 S.F.± VI	2842	
218	6,753 S.F.± VI	2840	
219	6,753 S.F.± VI	2838	
220	6,753 S.F.± VI	2836	
221	6,753 S.F.± VI	2834	
222	6,753 S.F.± VI	2832	
223	6,753 S.F.± VI	2830	
224	6,753 S.F.± VI	2828	
225	6,753 S.F.± VI	2824	
226	6,753 S.F.± VI	2822	
227	6,753 S.F.± VI	2820	
228	6,753 S.F.± VI	2818	
229	6,753 S.F.± VI	2816	
230	6,655 S.F.± VI		
173	5,940 S.F.± VI	2664	
174	5,940 S.F.± VI	2662	
326	5,940 S.F.±	2656	
190	5,940 S.F.± VI	2861	
191	8,521 S.F.± VI	2857	
192	10,639 S.F.± VI	2853 WILDFLOWER WAY	
193	7,716 S.F.± VI	2924 DUCKLING DRIVE	
194	5,940 S.F.± VI	2922	
195	6,747 S.F.± VI	2920	
196	8,894 S.F.± VI	2916	
197	5,940 S.F.± VI	2910	
198	5,940 S.F.± VI	2908	
199	5,940 S.F.± VI	2906	
200	5,940 S.F.± VI	2904	
201	8,813 S.F.± VI	2902 DUCKLING DRIVE	
202	7,520 S.F.± VI	2823	
203	7,520 S.F.± VI	2827	
204	7,520 S.F.± VI	2831	
205	7,520 S.F.± VI	2833	
206	7,520 S.F.± VI	2837	
179	7,566 S.F.± VI		
180	5,940 S.F.± VI	2903	
181	5,940 S.F.± VI	2905	
182	5,940 S.F.± VI	2907	
183	5,940 S.F.± VI	2909	
184	7,035 S.F.± VI	2913	
185	7,035 S.F.± VI	2915	
186	7,035 S.F.± VI	2917	
187	7,035 S.F.± VI	2919	
188	5,940 S.F.± VI	2865	
189	5,940 S.F.± VI	2863	

KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

0 20 40 80

SCALE: 1" = 40'

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CHRISTOPHER J. DIRIENZO LICENSE No. 16378 PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

ISSUE	BLOCK	
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER/STATE: 4 OF 19

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
DRAWN BY: T.D.G. PROJ. MGR.: T.D.G.

SHEET
6 OF 19

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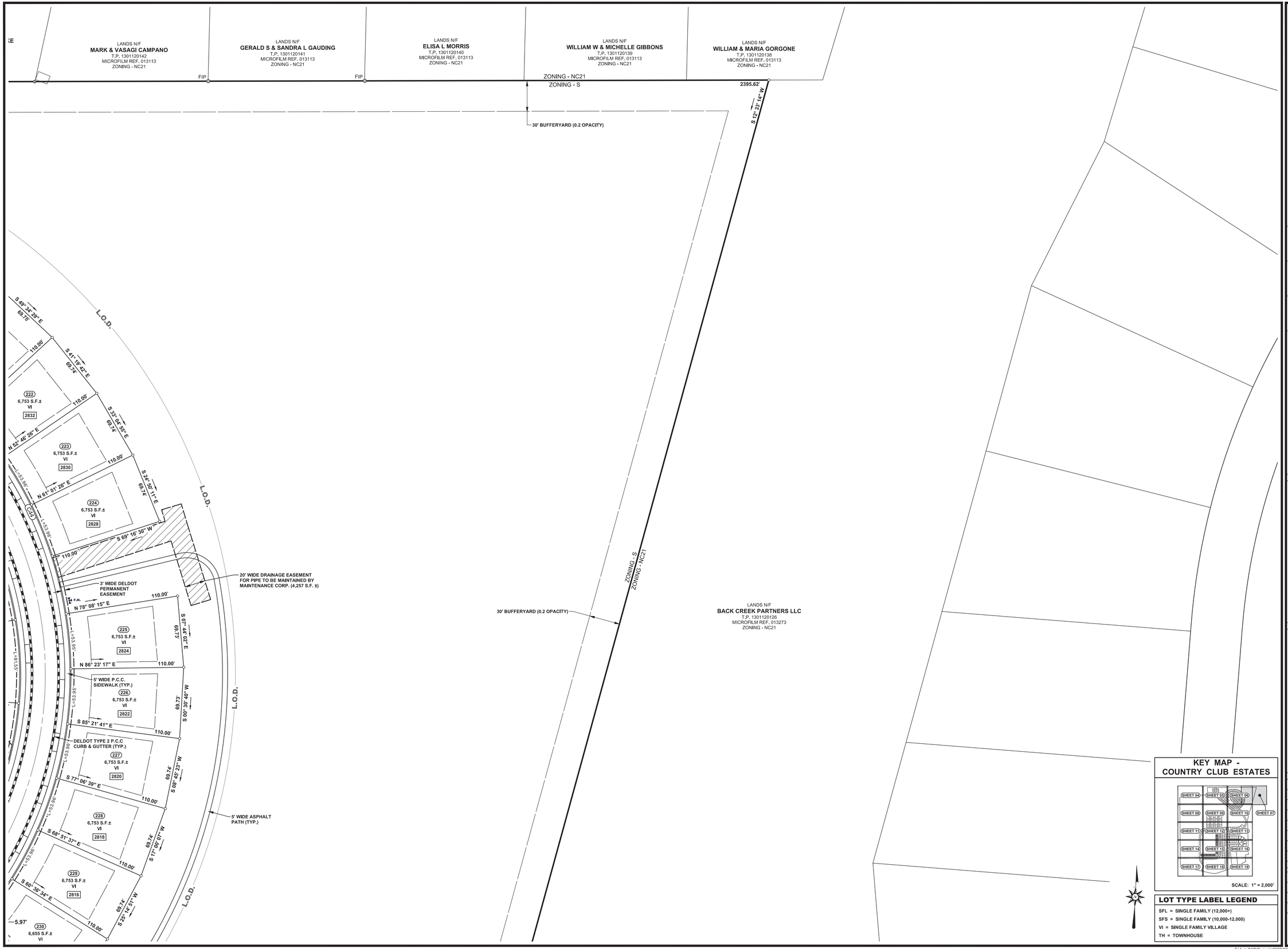

KEY MAP - COUNTRY CLUB ESTATES

SCALE: 1" = 2,000'

LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

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CHRISTOPHER D. DIKE LICENSE No. 16378 DELAWARE PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80

SCALE: 1" = 40'

ISSUE BLOCK		
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
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7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 19

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
DRAWN BY: **T.D.G.** | PROJ. MGR.: **T.D.G.**

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LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
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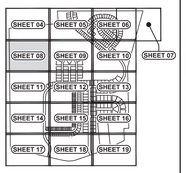
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

MARYLAND
CECIL COUNTY

30' BUFFERYARD (0.3 OPACITY)

300' DELMARVA POWER & LIGHT COMPANY RIGHT-OF-WAY DEED REF. W87-863

RIPARIAN BUFFER

LIMIT OF EXISTING MATURE FOREST

EXISTING MATURE FOREST

LIMIT OF EXISTING MATURE FOREST

EXISTING WETLANDS

LIMIT OF EXISTING WETLANDS

RIPARIAN BUFFER

EXISTING MATURE FOREST

LIMIT OF EXISTING WETLANDS

RIPARIAN BUFFER

LIMIT OF EXISTING MATURE FOREST

ZONE 1 25'

ZONE 2 25'

75'

L.O.D.

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CHRISTOPHER D. DIKE LICENSE No. 16378 PROFESSIONAL ENGINEER DELAWARE

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80

SCALE: 1" = 40'

ISSUE BLOCK		
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 19

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
DRAWN BY: T.D.G. | PROJ. MGR.: T.D.G.

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8 OF 19

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KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

LIMIT OF EXISTING MATURE FOREST
EXISTING MATURE FOREST
EXISTING BLUE LINE STREAM
EX. LOT LINE TO BE EXTINGUISHED PER THIS PLAN
EXISTING WETLANDS
LIMIT OF EXISTING WETLANDS
RIPARIAN BUFFER
L.O.D.
5' WIDE ASPHALT PATH (TYP.)
ZONE 1 25'
ZONE 2 25'

146 5,940 S.F.± VI 2661
145 5,940 S.F.± VI 2659
2663
110.00'
54.00'
S 36° 41' 55" W
N 53° 18' 05" W

100 15,475 S.F.± SFL 2723
101 15,475 S.F.± SFL 2727
99 15,475 S.F.± SFL 2721
102 15,475 S.F.± SFL 2729
98 15,475 S.F.± SFL 2719
103 15,475 S.F.± SFL 2731
97 15,475 S.F.± SFL 2717
115 15,781 S.F.± SFL 2726
116 15,837 S.F.± SFL 2720
114 15,837 S.F.± SFL 2728
104 15,475 S.F.± SFL 2733

DELDOT TYPE 2 P.C.C. CURB & GUTTER (TYP.)
5' WIDE P.C.C. SIDEWALK (TYP.)
3' WIDE DELDOT PERMANENT EASEMENT
C30 L=80.00'
C29 L=183.30'
S 68° 30' 34" W 150.00'
S 48° 06' 15" W 132.63'
S 27° 45' 57" W 150.00'
N 11° 18' 17" W 150.00'
N 31° 40' 35" W 150.00'
N 52° 02' 54" W 132.63'
S 07° 23' 38" W 150.00'
N 72° 25' 12" W 132.63'
S 05° 43' 15" W 150.00'
N 74° 05' 36" W 132.63'
N 26° 05' 33" E 150.00'
N 53° 43' 17" W 132.63'
S 46° 27' 52" W 150.00'
N 33° 20' 59" W 132.63'
N 66° 50' 10" E 150.00'
S 32° 47' 31" E 150.36'
S 27° 12' 29" W 150.36'
N 27° 26' 33" E 25.18'
S 33° 01' 35" E 25.18'
N 87° 12' 29" E 24.64'
N 12° 59' 07" W 554.98'
N 87° 12' 29" E 150.00'
S 87° 12' 29" W 145.00'
S 02° 47' 31" E 80.00'
N 87° 12' 29" E 132.63'
S 02° 47' 31" E 555.00'

96 11,600 S.F.± SFS 2713
117 11,600 S.F.± SFS 2714
113 11,600 S.F.± SFS 2738
95 11,600 S.F.± SFS 2711
118 11,600 S.F.± SFS 2712
112 11,600 S.F.± SFS 2740
105 11,600 S.F.± SFS 2737
106 11,600 S.F.± SFS 2739

6' SIDE B.R.L. (TYP.)
30' REAR B.R.L. (TYP.)
25' STREET B.R.L. (TYP.)
DELDOT TYPE 2 P.C.C. CURB & GUTTER (TYP.)
5' WIDE P.C.C. SIDEWALK (TYP.)
TIMBER TRAIL
50' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)
USABLE OPEN SPACE AREA 1.21 AC. ±
20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (6,764 S.F. ±)
20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY DELDOT (4,961 S.F. ±)
20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (1,615 S.F. ±)
STORMWATER MANAGEMENT AREA 4
93,706 S.F. (2.15 AC)
STORM WATER / STORM DRAIN EASEMENT TO BE MAINTAINED BY MAINTENANCE CORPORATION (63,037 S.F. ±)
STORM WATER / STORM DRAIN EASEMENT TO BE MAINTAINED BY MAINTENANCE CORPORATION (118,507 S.F. ±)
STORMWATER MANAGEMENT AREA 3
96,139 S.F. (2.21 AC)
24'
50'
5'
15'

0 20 40 80
SCALE: 1" = 40'

BECKER MORGAN GROUP

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ENGINEERING

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910.341.7600

www.beckermorgan.com

CHRISTOPHER D. DWARE LICENSE No. 16378 PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

ISSUE	BLOCK	
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 19

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
DRAWN BY: T.D.G. PROJ. MGR.: T.D.G.

SHEET
9 OF 19

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BICYCLE PARKING (2 SPACES)

9' X 18' PARKING STALL (TYP.)

5' WIDE P.C.C. SIDEWALK (TYP.)

5' WIDE ASPHALT PATH (TYP.)

3' WIDE DELDOT PERMANENT EASEMENT

WILDFLOWER WAY
60' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

2646 SPRUCE VALLEY DRIVE

2640 SPRUCE VALLEY DRIVE

2901 DUCKLING DRIVE

20' WIDE DRAINAGE EASEMENT FOR PIPE / OPEN CHANNEL TO BE MAINTAINED BY MAINTENANCE CORP. (3,631 S.F. ±)

STORM WATER / STORM DRAIN EASEMENT TO BE MAINTAINED BY MAINTENANCE CORPORATION (72,853 S.F. ±)

STORMWATER MANAGEMENT AREA 1
69,762 S.F. (1.60 AC)

DELDOT TYPE 2 P.C.C. CURB & GUTTER (TYP.)

5' WIDE P.C.C. SIDEWALK (TYP.)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY DELDOT (4,409 S.F. ±)

15' WIDE EASEMENT FOR STORMWATER ACCESS BY NCC (2,250 S.F. ±)

3' WIDE DELDOT PERMANENT EASEMENT

60' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)
SPRUCE VALLEY DRIVE

L.O.D.

ZONE 1 25'
ZONE 2 25'

EXISTING BLUE LINE STREAM

EXISTING MATURE FOREST

EXISTING YOUNG FOREST

EXISTING YOUNG FOREST / EXISTING MATURE FOREST

RIPARIAN BUFFER

EXISTING WETLANDS

LIMIT OF EXISTING WETLANDS

LIMIT OF EXISTING YOUNG FOREST

EXISTING BLUE LINE STREAM

5' WIDE P.C.C. SIDEWALK (TYP.)

DELDOT TYPE 2 P.C.C CURB & GUTTER (TYP.)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (421 S.F. ±)

30' BUFFERYARD (0.2 OPACITY)

LANDS N/F
ROBERT J & PATRICIA A KING
T.P. 1301120124
MICROFILM REF. 013113
ZONING - NC21

LANDS N/F
BACK CREEK PARTNERS LLC
T.P. 1301120123
MICROFILM REF. 013273
ZONING - NC21

ZONING - S
ZONING - NC21

BENCH MARK
SET P. K. NAIL
ELEV. : 55.75' (NAVD88)
N : 547120.01' (NADS3 2011)
E : 558045.23' (NAD83 2011)

LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

KEY MAP - COUNTRY CLUB ESTATES

SHEET 04 · SHEET 05 · SHEET 06 · SHEET 07 · SHEET 08 · SHEET 09 · SHEET 10 · SHEET 11 · SHEET 12 · SHEET 13 · SHEET 14 · SHEET 15 · SHEET 16 · SHEET 17 · SHEET 18 · SHEET 19

SCALE: 1" = 2,000'

SCALE: 1" = 40'

BECKER MORGAN GROUP

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CHRISTOPHER J. DIKE LICENSE No. 16378 PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

ISSUE	BLOCK	AGENCY SUBMISSION
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 15

PROJECT NO.:	**2020244.00**
DATE:	**12/14/2023**
SCALE:	**1" = 40'**
DRAWN BY: **T.D.G.**	PROJ. MGR.: **T.D.G.**

SHEET
10 OF 19

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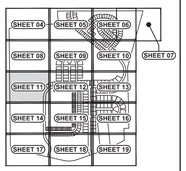
LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

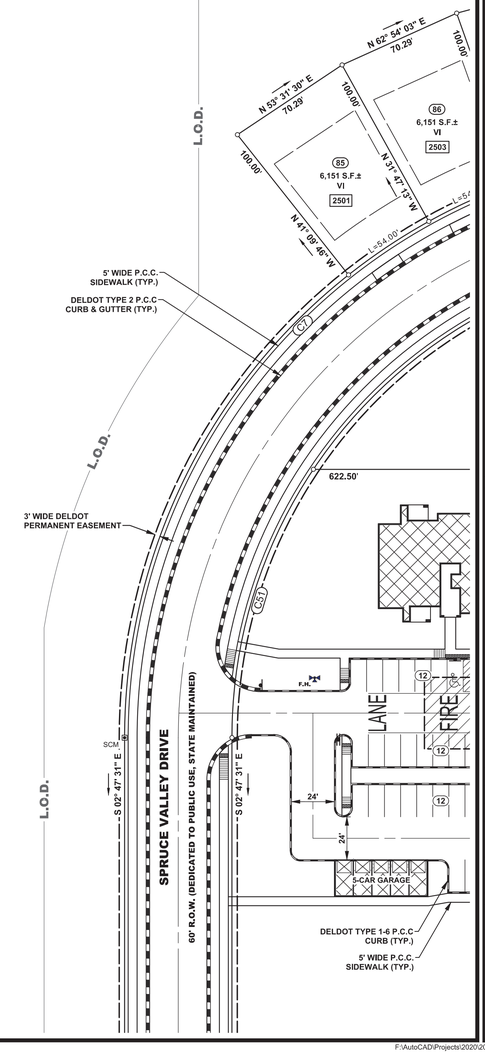
KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

LIMIT OF EXISTING WETLANDS
EXISTING WETLANDS
RIPARIAN BUFFER
ZONE 2 25'
ZONE 1 25'
LIMIT OF EXISTING YOUNG FOREST
EXISTING YOUNG FOREST
EX. LOT LINE TO BE EXTINGUISHED PER THIS PLAN
L.O.D.
N 10° 32' 00" W 1784.48'
FCM
LIMIT OF EXISTING YOUNG FOREST
RIPARIAN BUFFER
EXISTING WETLANDS
LIMIT OF EXISTING WETLANDS
ZONE 1 25'
ZONE 2 25'
LIMIT OF EXISTING YOUNG FOREST
EXISTING YOUNG FOREST
LIMIT OF EXISTING YOUNG FOREST
30' BUFFERYARD (0.3 OPACITY)

MARYLAND
CECIL COUNTY



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PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80

SCALE: 1" = 40'

ISSUE	BLOCK	
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 10

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
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11 OF 19

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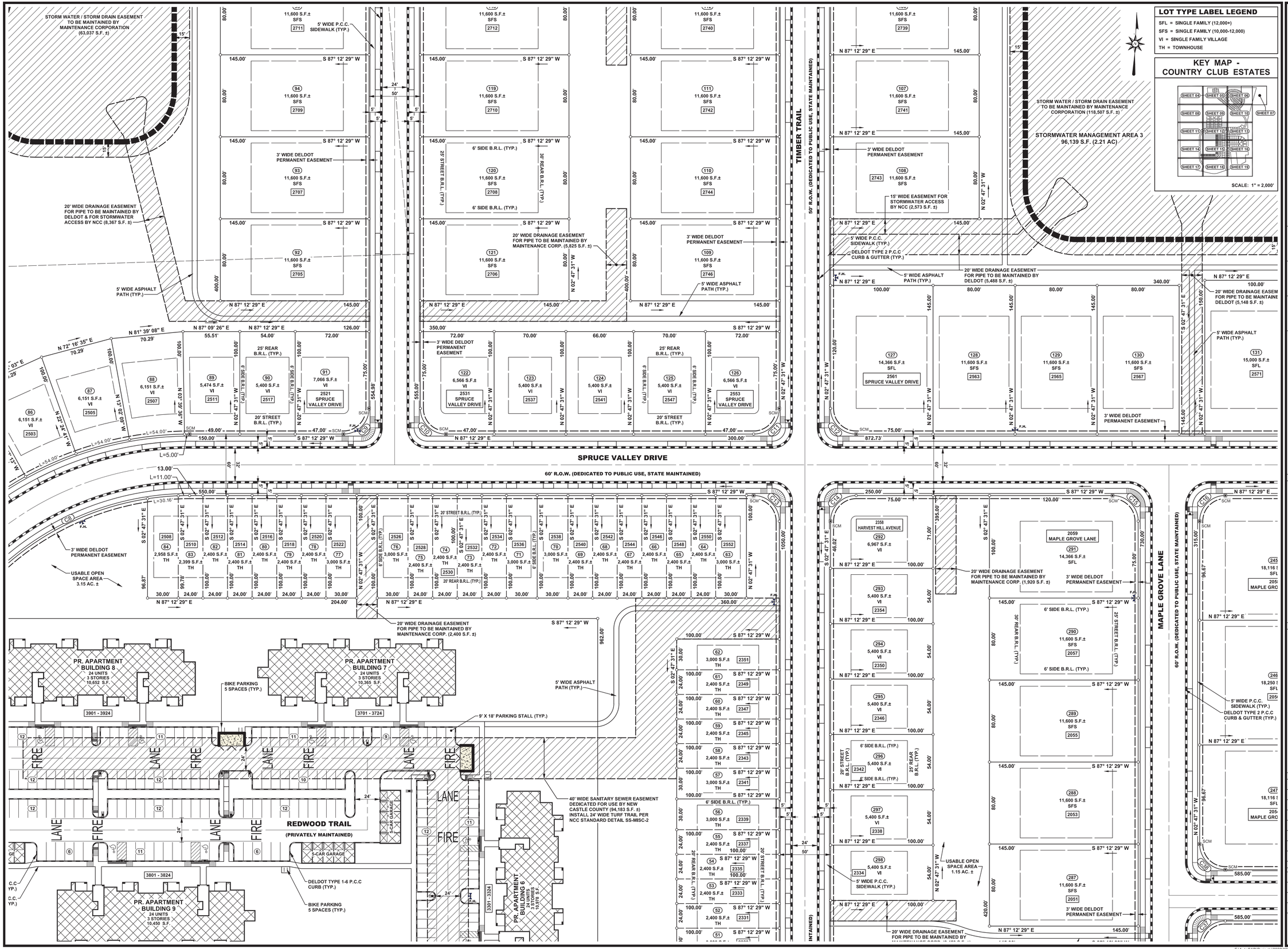

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910.341.7600

www.beckermorgan.com

CHRISTOPHER T. DIVE — No. 16378 — PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

ISSUE	BLOCK	
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION

MARK	DATE	DESCRIPTION

PROJECT NO.:	2020244.00
DATE:	12/14/2023
SCALE:	1" = 40'
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SHEET

12 OF 19

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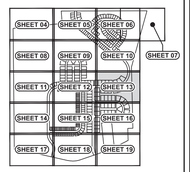
LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

L.O.D.
STORM WATER / STORM DRAIN EASEMENT TO BE MAINTAINED BY MAINTENANCE CORPORATION (118,507 S.F. ±)
STORMWATER MANAGEMENT AREA 3
96,139 S.F. (2.21 AC)
EX. LOT LINE TO BE EXTINGUISHED PER THIS PLAN
20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY DELDOT (9,293 S.F. ±)
5' WIDE ASPHALT PATH (TYP.)
20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY DELDOT (1,857 S.F. ±)
ZONE 1
ZONE 2
25'
F.H.
5'
32'
60'
ZONING - NC21
ZONING - S
S 63° 44' 06" E
86.41'
N 36° 25' 20" E
N 56° 44' 11" E
N 77° 03' 03" E
N 43° 25' 14" W
N 23° 08' 22" W
S 47° 07' 03" E
S 36° 02' 10" E
S 24° 57' 17" E
S 13° 52' 24" E
S 25° 48' 24" W
S 59° 30' 17" W
S 70° 35' 10" W
S 81° 40' 03" W
S 87° 12' 29" W
N 87° 12' 29" E
S 02° 47' 31" E
N 02° 47' 31" W
S 81° 55' 55" E
S 60° 12' 43" E
S 38° 29' 31" E
N 18° 55' 41" E
N 40° 36' 55" E
L=140.05'
L=88.00'
L=88.14'
150.00'
116.83'
144.13'
100.00'
125.00'
121.67'
365.00'
512.73'
300.00'
400.00'
500.00'
85.00'
SCM
5' WIDE P.C.C. SIDEWALK (TYP.)
DELDOT TYPE 2 P.C.C CURB & GUTTER (TYP.)
3' WIDE DELDOT PERMANENT EASEMENT
30' REAR B.R.L. (TYP.)
25' STREET B.R.L. (TYP.)
6' SIDE B.R.L. (TYP.)
20' WIDE DRAINAGE EASEMENT FOR PIPE / OPEN CHANNEL TO BE MAINTAINED BY MAINTENANCE CORP. (4,197 S.F. ±)
20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY DELDOT (8,745 S.F. ±)
20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (955 S.F. ±)
USABLE OPEN SPACE AREA 2.35 AC. ±
30' BUFFERYARD (0.2 OPACITY)

131 15,000 S.F.± SFL 2571
132 15,000 S.F.± SFL 2573
133 15,000 S.F.± SFL 2575
134 15,000 S.F.± SFL 2577
135 15,000 S.F.± SFL 2579
136 17,246 S.F.± SFL 2585
137 17,257 S.F.± SFL 2589
138 17,264 S.F.± SFL 2593
238 15,155 S.F.± SFL 2590
239 15,155 S.F.± SFL 2588
240 15,155 S.F.± SFL 2586
241 15,155 S.F.± SFL 2584
242 15,000 S.F.± SFL 2578
243 15,000 S.F.± SFL 2576
244 15,000 S.F.± SFL 2574
245 18,116 S.F.± SFL 2058 MAPLE GROVE LANE
246 18,250 S.F.± SFL 2056
247 18,116 S.F.± SFL 2054 MAPLE GROVE LANE
248 15,000 S.F.± SFL 2162
249 15,000 S.F.± SFL 2160
250 15,000 S.F.± SFL 2158
251 15,000 S.F.± SFL 2156
252 16,826 S.F.± SFL 2150
253 16,826 S.F.± SFL 2148
254 16,826 S.F.± SFL 2146

SPRUCE VALLEY DRIVE
60' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)
EQUESTRIAN LANE
50' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

LANDS N/F
BACK CREEK PARTNERS LLC
T.P. 1301120123
MICROFILM REF. 013273
ZONING - NC21

LANDS N/F
NEW CASTLE COUNTY LAW OFFICE
T.P. 1301140001
MICROFILM REF. 013113
ZONING - NC21

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CHRISTOPHER D. DIKE LICENSE No. 16378 PROFESSIONAL ENGINEER DELAWARE

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80
SCALE: 1" = 40'

ISSUE BLOCK		
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 19

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
DRAWN BY: T.D.G. | PROJ. MGR.: T.D.G.

SHEET
13 OF 19

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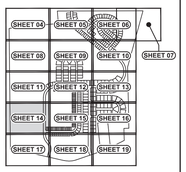
LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

LIMIT OF EXISTING YOUNG FOREST

300' DELMARVA POWER & LIGHT COMPANY RIGHT-OF-WAY DEED REF. W87-863

EX. LOT LINE TO BE EXTINGUISHED PER THIS PLAN

30' BUFFERYARD (0.3 OPACITY)

SIDEWALK (TYP.)

5' WIDE P.C.C. SIDEWALK (TYP.)
DELDOT TYPE 2 P.C.C CURB & GUTTER (TYP.)

9' X 18' PARKING STALL (TYP.)

BICYCLE PARKING (4 SPACES)

3' WIDE DELDOT PERMANENT EASEMENT

L.O.D.

SPRUCE VALLEY DRIVE

60' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

812.00'

DELDOT TYPE 2 P.C.C CURB & GUTTER (TYP.)

5' WIDE P.C.C. SIDEWALK (TYP.)

16

14

PR. CLUBHOU
5,000 S.F.

3000

24'

DELDOT TYPE 1-6 P.C.C CURB (TYP.)

F.H.

32'
60'

5'
5'
5'
5'

BLANKET EASEMENT FOR THE PURPOSES OF STORM DRAIN MAINTENANCE AND ACCESS ACROSS THE ENTIRETY OF LOT 325 BY THE MAINTENANCE CORP. SHALL BE ESTABLISHED PER THIS PLAT
793,228 S.F. ±

3' WIDE DELDOT PERMANENT EASEMENT

5-CAR GARAGE

24'

12

FIRE LANE

11

USABLE OPEN SPACE AREA
3.15 AC. ±

N 87° 12' 29" E

516.00'

30.00' 24.00' 24.00' 24.00'

100.00'

S 02° 47' 31" E

1 3,000 S.F.± TH 2203
2 2,400 S.F.± TH 2205
3 2,400 S.F.± TH 2207
4 2,400 S.F.± TH 2209

N 02° 47' 31" W

905.00'

SCM

N 87° 12' 29" E

DELDOT TYPE 2 P.C.C CURB & GUTTER (TYP.)

5' WIDE P.C.C. SIDEWALK (TYP.)

3' WIDE DELDOT PERMANENT EASEMENT

1034.77'

32'
60'

N 02° 47' 31" W
29.77'

324
5,400 S.F.±
VI

BECKER MORGAN GROUP

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302.369.3700

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Salisbury, MD 21801
410.546.9100

North Carolina
3333 Jaeckle Drive, Suite 120
Wilmington, NC 28403
910.341.7600

www.beckermorgan.com

CHRISTOPHER T. DIKE LICENSE No. 16378 PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80

SCALE: 1" = 40'

ISSUE	BLOCK	
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
9	07/25/25	AGENCY SUBMISSION
8	06/24/25	AGENCY SUBMISSION
7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 19

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
DRAWN BY: T.D.G. | PROJ. MGR.: T.D.G.

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PR. APARTMENT BUILDING 9
24 UNITS
3 STORIES
10,450 S.F.

BIKE PARKING
5 SPACES (TYP.)

USABLE OPEN SPACE AREA
3.28 AC. ±

BLANKET EASEMENT FOR THE PURPOSES OF STORM DRAIN MAINTENANCE AND ACCESS ACROSS THE ENTIRETY OF LOT 325 BY THE MAINTENANCE CORP. SHALL BE ESTABLISHED PER THIS PLAT
793,228 S.F. ±)

'ARKING
TYP.)

BICYCLE PARKING (4 SPACES)

PR. CLUBHOUSE
5,000 S.F.

325
14.70 AC.±

PR. APARTMENT BUILDING 5
24 UNITS
3 STORIES
10,365 S.F.
3301 - 3524

5-CAR GARAGE

REDWOOD TRAIL
(PRIVATELY MAINTAINED)

LANE
FIRE

9' X 18' PARKING STALL (TYP.)
5' WIDE P.C.C. SIDEWALK (TYP.)

KEY MAP - COUNTRY CLUB ESTATES
SHEET 04 SHEET 05 SHEET 06 SHEET 07 SHEET 08 SHEET 09 SHEET 10 SHEET 11 SHEET 12 SHEET 13 SHEET 14 SHEET 15 SHEET 16 SHEET 17 SHEET 18 SHEET 19
SCALE: 1" = 2,000'

5' WIDE ASPHALT PATH (TYP.)

40' WIDE SANITARY SEWER EASEMENT DEDICATED FOR USE BY NEW CASTLE COUNTY (94,183 S.F. ±) INSTALL 24' WIDE TURF TRAIL PER NCC STANDARD DETAIL SS-MISC-2

1-6 P.C.C

12' X 24' DUMPSTER ENCLOSURE (TYP.)

40' WIDE SANITARY SEWER EASEMENT DEDICATED FOR USE BY NEW CASTLE COUNTY (94,183 S.F. ±)

URPOSES
CE AND
TY OF
E CORP.
HIS PLAT

PR. APARTMENT BUILDING 3
24 UNITS
3 STORIES
10,365 S.F.
3201 - 3224

BIKE PARKING
5 SPACES (TYP.)

DELDOT TYPE 1-6 P.C.C CURB (TYP.)

5' WIDE P.C.C. SIDEWALK (TYP.)

PR. APARTMENT BUILDING 4
24 UNITS
3 STORIES
10,450 S.F.
3401 - 3424

5-CAR GARAGE

REDWOOD TRAIL
(PRIVATELY MAINTAINED)

USABLE OPEN SPACE AREA
3.15 AC. ±

BIKE PARKING
5 SPACES (TYP.)

DELDOT TYPE 1-6 P.C.C CURB (TYP.)

EX. LOT LINE TO BE EXTINGUISHED PER THIS PLAN

5' WIDE ASPHALT PATH (TYP.)

PR. APARTMENT BUILDING 1
24 UNITS
3 STORIES
10,450 S.F.
3101 - 3124

PR. APARTMENT BUILDING 2
24 UNITS
3 STORIES
10,365 S.F.
3301 - 3324

40' WIDE SANITARY SEWER EASEMENT DEDICATED FOR USE BY NEW CASTLE COUNTY (94,183 S.F. ±)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (2,360 S.F. ±)

HARVEST HILL AVENUE
50' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

HARVEST HILL AVENUE
50' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (2,450 S.F. ±)

DELDOT TYPE 2 P.C.C CURB & GUTTER (TYP.)

5' WIDE P.C.C. SIDEWALK (TYP.)

DELDOT TYPE 2 P.C.C CURB & GUTTER (TYP.)

3' WIDE DELDOT PERMANENT EASEMENT

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (19,152 S.F. ±)

EQUESTRIAN LANE
50' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

MAPLE GROVE LANE
60' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY DELDOT (6,004 S.F. ±)

LOT TYPE LABEL LEGEND
SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

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CHRISTOPHER D. DIRK LICENSE No. 16378 DELAWARE PROFESSIONAL ENGINEER

PROJECT TITLE

APPLICATION NO. 2021-0287-S

COUNTRY CLUB ESTATES

CHURCHTOWN ROAD
ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80
SCALE: 1" = 40'

ISSUE	BLOCK	
13	10/20/25	AGENCY SUBMISSION
12	10/07/25	AGENCY SUBMISSION
11	09/17/25	AGENCY SUBMISSION
10	09/03/25	AGENCY SUBMISSION
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7	03/03/25	AGENCY SUBMISSION
6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER/STATE: 4 OF 10

PROJECT NO.: 2020244.00
DATE: 12/14/2023
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DRAWN BY: T.D.G. | PROJ. MGR.: T.D.G.

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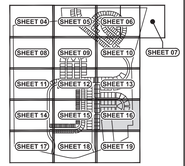
LOT TYPE LABEL LEGEND

SFL = SINGLE FAMILY (12,000+)
SFS = SINGLE FAMILY (10,000-12,000)
VI = SINGLE FAMILY VILLAGE
TH = TOWNHOUSE

KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

50' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

EQUESTRIAN LANE

50' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

ZONING - NC21

ZONING - S

30' BUFFERYARD (0.2 OPACITY)

30' BUFFERYARD (0.3 OPACITY)

ZONING - S
ZONING - S (H OVERLAY)

LANDS N/F
COUNTRY CLUB ESTATES LLC
(HISTORIC RESOURCE LOT)
T.P. 1301100162
DEED REF. 2511-73
MICROFILM REF. 13129
ZONING - S (H OVERLAY)
5.00 ACRES ±

LANDS N/F
JENNIFER & BRYAN K. RILEY
T.P. 1301100161
MICROFILM REF. 012303
ZONING - S

LANDS N/F
NEW CASTLE COUNTY LAW OFFICE
T.P. 1301140001
MICROFILM REF. 013113
ZONING - NC21

L.O.D.

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APPLICATION NO. 2021-0287-S

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ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DE

SHEET TITLE

MAJOR RESIDENTIAL LAND DEVELOPMENT RECORD PLAN

0 20 40 80

SCALE: 1" = 40'

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11	09/17/25	AGENCY SUBMISSION
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6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 10

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MARYLAND
CECIL COUNTY

300' DELMARVA POWER & LIGHT COMPANY RIGHT-OF-WAY DEED REF. W87-863

30' BUFFERYARD (0.3 OPACITY)

250' SCENIC CORRIDOR

A 20' WIDE PERMANENT EASEMENT IS HEREBY ESTABLISHED FOR THE STATE OF DELAWARE, AS PER THIS PLAT.

N 07° 23' 00" W

L.O.D.

SIRC

435.14'

STONE MASON/DIXON

N 83° 12' 10" W

SIRC

RADIUS: 3921.93'
ARC LENGTH: 208.36'
CHD. BRG: N 51° 40' 51" W
CHD. LENGTH: 208.33'

SIRC 407.87'

FCM

FCM

10FT WIDE SHARED USE PATH

CHURCHTOWN ROAD (NCC RD #432)
RIGHT-OF-WAY WIDTH VARIES "MINOR COLLECTOR"
DEDICATED TO PUBLIC USE, STATE MAINTAINED

N 80° 09' 32" W

168.48'

SCM

430.14'

± 7,740 L.F. TO CHOPTANK ROAD
± 1,515 L.F. TO OLD TELEGRAPH ROAD

L.O.D.

1034.77'

32'

60'

SCM

N 02° 47' 31" W
29.77'

3' WIDE DELDOT PERMANENT EASEMENT

USABLE OPEN SPACE AREA
5.13 AC. ±

120.00'

6 SIDE B.R.L. (TYP.)

N 48° 49' 48" E

5' WIDE P.C.C. SIDEWALK (TYP.)

DELDOT TYPE 2 P.C.C. CURBS & GUTTER (TYP.)

N 41° 10' 12" W
40.75'

70' R.O.W. B.R.L. (TYP.)

170.00'

S 41° 10' 12" E
40.75'

3' WIDE DELDOT PERMANENT EASEMENT

C1

C2

C3

100'

N 02° 47' 31" W

324
5,400 S.F.±
VI

2210

54.00'

594.00'

20' WIDE DRAINAGE EASEMENT FOR PIPE TO BE MAINTAINED BY MAINTENANCE CORP. (920 S.F. ±)

S 09° 55' 18" W

60' R.O.W. (DEDICATED TO PUBLIC USE, STATE MAINTAINED)

SPRUCE VALLEY DRIVE

N 09° 55' 18" E

60'

32'

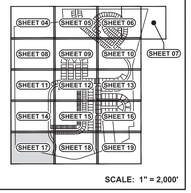
6'

5'

5'

MARYLAND
CECIL COUNTY

KEY MAP - COUNTRY CLUB ESTATES



SCALE: 1" = 2,000'

LOT TYPE LABEL LEGEND

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6	02/04/25	AGENCY SUBMISSION
MARK	DATE	DESCRIPTION

LAYER STATE: 4 OF 15

PROJECT NO.: 2020244.00
DATE: 12/14/2023
SCALE: 1" = 40'
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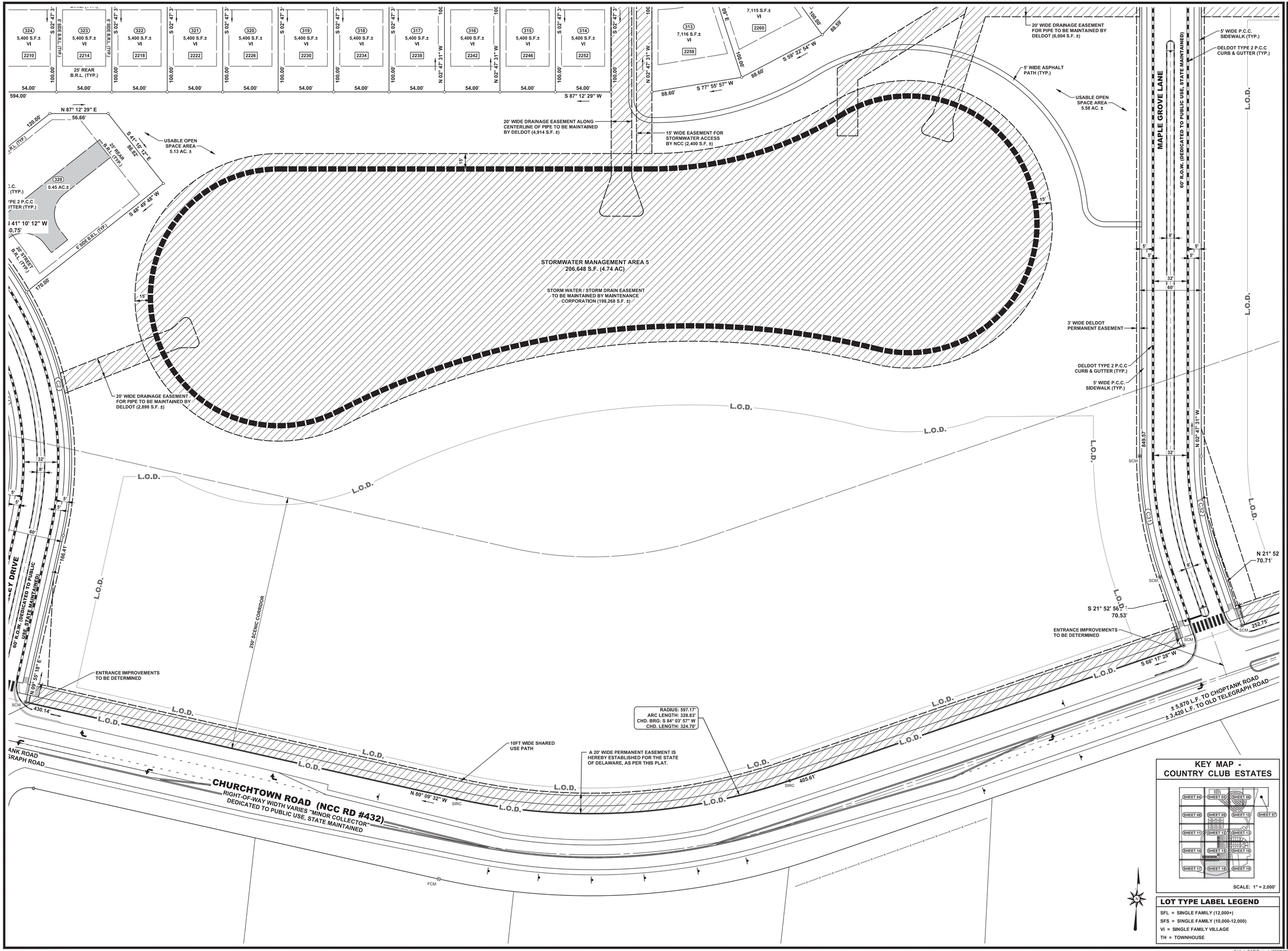

KEY MAP - COUNTRY CLUB ESTATES

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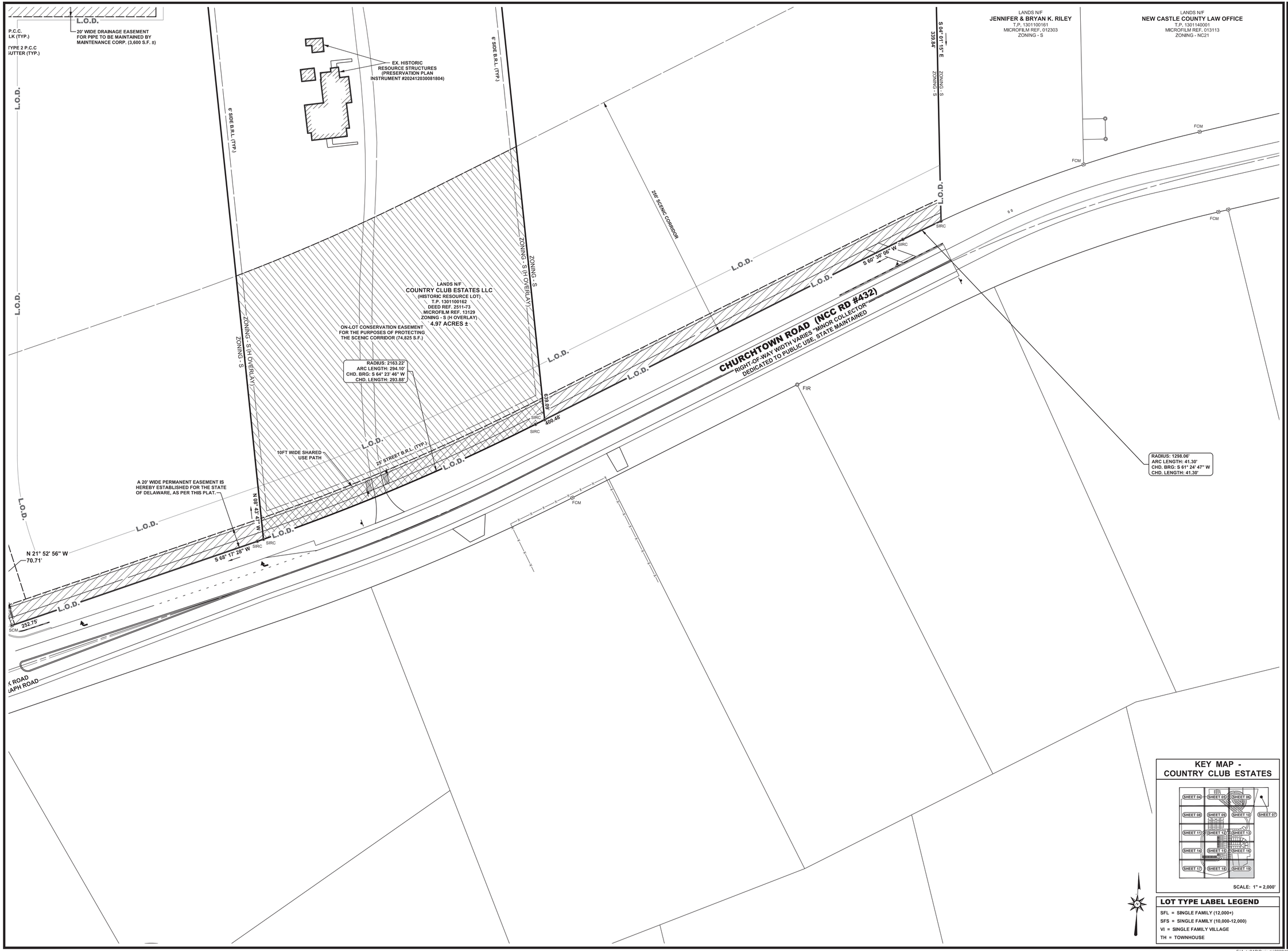

KEY MAP - COUNTRY CLUB ESTATES

SCALE: 1" = 2,000'

LOT TYPE LABEL LEGEND

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CHRISTOPHER D. DIKE — LICENSE — No. 16378 — PROFESSIONAL ENGINEER

PROJECT TITLE

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Prime Sponsor(s): Ms. George, Ms. Kilpatrick
Date of introduction: December 9, 2025

RESOLUTION NO. 25-205

TO AMEND NEW CASTLE COUNTY COUNCIL EMPLOYEE HANDBOOK SECTION 7.2 REGARDING FAMILY AND MEDICAL LEAVE AND NEW SECTION 7.3 PAID FAMILY AND MEDICAL LEAVE

WHEREAS, from time to time, it becomes necessary for New Castle County Council to update or amend the New Castle County Council Employee Handbook (the "Handbook"); and

WHEREAS, there are times, as here, where County Council has determined it is best to update certain policies in order to ensure consistency with current laws and/or changes in societal norms and expectations; and

WHEREAS, policies and procedures in the Handbook are subject to adoption or revision upon a majority vote of County Council; and

NOW, THEREFORE, BE IT RESOLVED by and for the County Council of New Castle County that County Council hereby amends the New Castle County Council Employee Handbook by adding the material that is underscored and deleting the material with strikethroughs as set forth below.

7.2. Family and Medical Leave

Subject to the definitions and requirements provided in the Family and Medical Leave Act ("FMLA") Policy, an eligible employee may request and will be granted up to ~~twelve (12)~~ 12 work weeks of unpaid family or medical leave during any ~~twelve (12)~~ 12 month period for one or more of the following events:

- The birth or first year care of a child;
- The placement of a child for adoption or foster care in the employee's home;
- The care of the employee's spouse, child or parent with a serious health condition; or
- The employee's serious health condition which renders the employee unable to perform the functions of the employee's position.

The employee must request leave by contacting the Clerk's Office ~~thirty (30)~~ 30 days in advance when the leave is foreseeable. If the leave is not foreseeable, the employee must provide as much notice as practicable. When permitted by law, the employee shall substitute accrued paid leave (including absences due to worker's compensation injuries or illnesses) for unpaid FMLA leave. Employees are required to provide medical documentation to the Clerk of Council in support of any leaves of absence taken under FMLA or for any other medical leave of absence.

The employee may elect to continue health insurance during the period of such leave, and, with some exceptions, is entitled to return to the same or equivalent position upon completion of the leave.

Where an employee qualifies for paid leave pursuant to other policies in this Handbook, including but not limited to paid leave under the Delaware Paid Family & Medical Leave, such sources of paid leave shall run concurrently with FMLA leave. Additionally, employees may choose to use accrued but unused paid time off ("PTO") to cover any period of unpaid leave under the FMLA.

7.3. Delaware Paid Family & Medical Leave

Effective January 1, 2026, in addition to the other benefits available under this Handbook, employees may be entitled to leave under the Healthy Delaware Families Act. Benefits under this policy will run concurrently with Family and Medical Leave where applicable, and may also run concurrently with sick leave and/or vacation leave, consistent with applicable law.

To be eligible for benefits under this policy, an employee must have been employed by the County for twelve months, have worked 1,250 hours in the 12 months immediately preceding the first day of leave, and must be seeking leave for a covered purpose.

Leave is available for the following reasons:

1. Recovery and bonding following the birth, adoption, or fostering of a Child;
2. Time off to care for a Child, Spouse, or Parent, due to the serious health condition of the Child, Spouse or Parent;
3. Time off to recover from the Team Member's own serious health condition; or
4. Qualified exigencies relating to the military deployment of a Team Member's Child, Spouse, or Parent.

Individuals who qualify for paid leave under this policy may receive up to 80% of their regular weekly wages.

Additional information about Delaware Paid Family & Medical Leave benefits may be obtained from the Clerk's Office. Employees wishing to obtain benefits under this policy should contact the Clerk's Office immediately upon becoming aware of the need for such leave. In the event of any conflict between this policy and any insurance policy governing such benefits, the terms of the insurance policy shall govern.

Coordination of Benefits

Where an employee is eligible for both short-term disability benefits and Delaware Paid Family & Medical Leave, both benefits will run concurrently, and the employee may receive income replacement from two sources. Similarly, employees are permitted to use accrued but unused paid time off ("PTO") to supplement any benefits available under this policy. Under no circumstances may an employee receive more than 100% of their

regular weekly wage through any combination of sources. To the extent there is any conflict between this Handbook and any applicable insurance policies, the plan documents will govern.

…

The Clerk of Council is hereby authorized to re-number existing Handbook sections 7.3 through 7.9 in appropriate chronological sequence.

These Policy updates to the New Castle County Council Employee Handbook will take effect on January 1, 2026.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

SYNOPSIS: This Resolution provides for revisions and updates to the Employee Handbook, Section 7.2 regarding Family and Medical Leave. In addition, this Resolution provides for the addition of new Section 7.3 Delaware Paid Family & Medical Leave to County Council's Employee Handbook.

FISCAL NOTE: There is no discernible fiscal impact.

Prime Sponsor(s): Mr. Toole, Mr. Caneco
Date of introduction: December 9, 2025

RESOLUTION NO. 25-206

HONORING NEW CASTLE COUNTY EMERGENCY MEDICAL SERVICES FOR EXEMPLARY INTERAGENCY PARTNERSHIP AND LIFE-SAVING ACTION RECOGNIZED BY THE STATE OF NEW JERSEY

WHEREAS, on November 21, 2025, the New Jersey Department of Health and Office of Emergency Medical Services honored New Castle County Emergency Medical Services (NCC EMS) during their annual awards program at the National Conference on EMS for "Outstanding Action by an EMS Program"; and

WHEREAS, NCC EMS was recognized along with Deepwater Fire Company, Pennsville EMS, and Inspira Health for their coordinated response to a critical motor vehicle collision in Pennsville, New Jersey in June 2025, where the patient suffered severe, life-threatening injuries; and

WHEREAS, New Jersey units requested NCC paramedics due to the patient's rapid blood loss, and A/Sgt. Oliver Kocher, Paramedic Courtney Cella, and Paramedic Kyle Fields responded, meeting crews at the base of the Delaware Memorial Bridge to administer whole blood—an intervention attributed to stabilizing the patient and helping save his life; and

WHEREAS, Paramedic Courtney Cella accepted the award on behalf of the NCC EMS Division, reflecting the dedication and professionalism of the department; and

WHEREAS, this event stands as a full-circle example of the exceptional work being done in New Castle County, including the Council-supported whole blood initiative that is now actively saving lives across state lines; and

WHEREAS, New Castle County Council is proud of our paramedics for their readiness, skill, and strong partnerships with neighboring agencies.

NOW, THEREFORE, BE IT RESOLVED by the County Council of New Castle County that the Council hereby recognizes and commends New Castle County Emergency Medical Services for their outstanding teamwork, regional collaboration, and heroic life-saving actions acknowledged by the State of New Jersey.

BE IT FURTHER RESOLVED that the County Council extends its sincere appreciation to A/Sgt. Oliver Kocher, Paramedic Courtney Cella, Paramedic Kyle Fields, and the entire NCC EMS Division for their continued excellence and service to the residents of New Castle County and the surrounding region.

Adopted by County council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

SYNOPSIS: Same as title.
FISCAL IMPACT: There is no discernible fiscal impact with the adoption of this resolution.

Prime Sponsor(s): Mr. Toole, Mr. Caneco
Requested by: Public Safety
Date of introduction: November 18, 2025

ORDINANCE NO. 25-147

**AMEND THE GRANTS BUDGET:
APPROPRIATE $75,481 IN PRIVATE FUNDING FROM THE PUBLIC SERVICE ENTERPRISE GROUP (PSEG) NUCLEAR THROUGH THE DELAWARE EMERGENCY MANAGEMENT AGENCY TO FUND THE OPERATIONS OF THE NEW CASTLE COUNTY OFFICE OF EMERGENCY MANAGEMENT (OEM) FOR FY2026**

WHEREAS, the New Castle County Office of Emergency Management (OEM) has received documentation confirming the award of $75,481 in private funding from the Public Service Enterprise Group (PSEG) Nuclear through the Delaware Emergency Management Agency; and

WHEREAS, the private funding will be used to fund the Office of Emergency Management's operations for FY2026, and

WHEREAS, this funding supports the operations of the Office of Emergency Management, including funding 50% of one full-time position; and

WHEREAS, the County Executive has determined that revenue anticipated to be received from the Public Service Enterprise Group (PSEG) through the Delaware Emergency Management Agency are sufficient to cover the increase in the Grants Budget as hereinafter amended; and

WHEREAS, Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Grants Budget as adopted by Ordinance No. 75-173 is hereby amended by adding the material on the attached Exhibit "A," which is considered to be underscored in its entirety.

Section 2. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Section 3. It is the intent of the County Council that the provisions of this Ordinance shall be effective retroactive to July 1, 2025.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate $75,481 in private funding from the Public Service Enterprise Group (PSEG) Nuclear through the Delaware Emergency Management Agency to fund the operations of the New Castle County Office of Emergency Management (OEM) for FY2026.

The funding will allow the New Castle County Office of Emergency Management (OEM) to continue to be operational in FY2026. OEM's major service goal is to assist New Castle County government, its agencies and the citizens of New Castle County, to prepare for, respond to and recover from major emergency events. Activities are coordinated with a variety of federal, state, and local government agencies, as well as private facilities.

It is the intent of the County Council that the provisions of this Ordinance shall be effective retroactive to July 1, 2025.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by appropriating $75,481 in private funding from the Public Service Enterprise Group (PSEG) Nuclear through the Delaware Emergency Management Agency to fund the operations of the New Castle County Office of Emergency Management (OEM) for FY2026.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget of $75,481. This increase will affect FY2026 only since the targeted program completion date is June 30, 2026. There will be no fiscal impact beyond FY2026 as a result of this grant award. FY2025 funding was authorized in the amount of $83,000.

Acknowledged by the Chief Financial Officer November 5, 2025.

DEPARTMENT: Public Safety **EXHIBIT:** "A"

GRANT TITLE: Emergency Management FY2026 PSEG **Ordinance No. 25-147**

PROGRAM TITLE: Emergency Management FY2026 PSEG

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	$ -	$ -	$ -
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ 75,481.00	$ -	$ 75,481.00
Total	$ 75,481.00	$ -	$ 75,481.00

Expense	Current	Change	Revised
Salaries and Wages	$ 42,517.00	$ -	$ 42,517.00
Benefits	$ 23,964.00	$ -	$ 23,964.00
Training/Civic Affairs	$ 3,000.00	$ -	$ 3,000.00
Communication/Utilities	$ 1,000.00	$ -	$ 1,000.00
Materials/Supplies	$ 2,000.00	$ -	$ 2,000.00
Contractual Services	$ 2,000.00	$ -	$ 2,000.00
Equipment	$ 1,000.00	$ -	$ 1,000.00
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	$ 75,481.00	$ -	$ 75,481.00

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2025

Estimated Program Completion: 6/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: **Date Revised:**

PROGRAM DESCRIPTION:

The major service goal of the Office of Emergency Management (OEM) is to assist New Castle County Government, it's support agencies and the public, to adequately prepare for, respond to, and recover from major emergency events by developing and maintaining planning and program efforts to address natural, manmade and technological disasters and emergencies. Activities are coordinated with a variety of federal, state and local government agencies as well as private facilities.

Prime Sponsor(s): Mr. Toole, Mr. Caneco
Requested by: Public Safety
Date of introduction: November 18, 2025

ORDINANCE NO. 25-148

**AMEND THE GRANTS BUDGET:
APPROPRIATE $70,733.55 FROM THE STATE OF DELAWARE, DEPARTMENT OF JUSTICE – SPECIAL LAW ENFORCEMENT ASSISTANCE FUND (SLEAF) TO THE SLEAF FARO SCANNER GRANT, TO BE ADMINISTERED BY THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE**

WHEREAS, funding has been awarded from the State of Delaware, Department of Justice-Special Law Enforcement Assistance Fund (SLEAF), to the New Castle County Department of Public Safety SLEAF Faro Scanner Grant; and

WHEREAS, funding was approved by the Special Law Enforcement Assistance Fund Committee in the amount of $40,511.65 at their meeting June 10, 2025 and the balance of funding in the amount of $30,221.90 was approved at their meeting September 9, 2025; and

WHEREAS, this funding will be used by the New Castle County Department of Public Safety, Division of Police for the purchase of Faro Scanner and accessories to be used by the Evidence Detection Unit; and

WHEREAS, the County Executive has determined that funds received are sufficient to cover the increase in the Grants Budget as hereinafter amended; and

WHEREAS, Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Grants Budget, as adopted by Ordinance No. 75-173, is hereby amended by adding the material on the attached "Exhibit A," which is considered to be underscored in its entirety.

Section 2. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council of
New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate $70,733.55 from the State of Delaware, Department of Justice-Special Law Enforcement Assistance Fund (SLEAF) to the SLEAF Faro Scanner Grant. These funds will be used by the New Castle County Department of Public Safety, Division of Police for the purchase of a Faro Scanner with accessories to be used by the Evidence Detection Unit.

FISCAL NOTE: This Ordinance, if approved, will appropriate $70,733.55 from the State of Delaware, Department of Justice-Special Law Enforcement Assistance Fund (SLEAF) to the SLEAF Faro Scanner Grant.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget of $70,733.55. This increase will impact FY2026 only, since the targeted program completion date of this award is June 30, 2026. There is no fiscal impact to the Operating Budget.

Acknowledged by the Chief Financial Officer November 5, 2025.

DEPARTMENT: Public Safety **EXHIBIT:** "A"

GRANT TITLE: SLEAF FARO Scanner **Ordinance No.** 25-148

PROGRAM TITLE: SLEAF FARO Scanner

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	$ 70,733.55	$ -	$ 70,733.55
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	$ 70,733.55	$ -	$ 70,733.55

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	$ -	$ -	$ -
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	$ -	$ -	$ -
Contractual Services	$ -	$ -	$ -
Equipment	$ 70,733.55	$ -	$ 70,733.55
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	$ 70,733.55	$ -	$ 70,733.55

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 9/9/2025

Estimated Program Completion: 6/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: **Date Revised:**

PROGRAM DESCRIPTION:

Funds will allow for the purchase of a FARO scanner for the Public Safety, Division of Police, Evidence Detection Unit.

11/18/2025

Prime Sponsor(s): Mr. Hollins, Mr. Street
Requested by: Community Services
Date of introduction: November 18, 2025

ORDINANCE NO. 25-149

**AMEND THE GRANTS BUDGET:
APPROPRIATE ANTICIPATED FEDERAL FUNDS OF $20,979,500 FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO THE SECTION 8 HOUSING CHOICE VOUCHERS – 2026 GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING**

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) is projected to award funding to the Department of Community Services for the Section 8 Housing Choice Vouchers – 2026 Grant; and

WHEREAS, this funding will be used by the Department of Community Services, Division of Community Development and Housing for the administrative expenses of the program and for rental and utility subsidies for very low-income families in New Castle County; and

WHEREAS, the County Executive has determined that revenues anticipated to be received shall be sufficient to cover the increase in the Grants Budget as hereinafter amended; and

WHEREAS, Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Grants Budget, as adopted by Ordinance No. 75-173, is hereby amended by adding the material in Exhibit "A," which is underscored in its entirety, which is attached hereto and made a part hereof.

Section 2. This Ordinance shall become effective immediately upon its adoption by New Castle County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Section 3. The provisions of this Ordinance shall be effective January 1, 2026.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate anticipated federal funds of $20,979,500 from the U.S. Department of Housing and Urban Development (HUD) to the Section 8 Housing Choice Vouchers – 2026 Grant. This funding will be used for the administrative expenses of the program and for rental and utility subsidies for very low-income families in New Castle County. For CY2026 1,951 housing choice vouchers are allocated for this program.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by appropriating $20,979,500 in anticipated federal funds from the U.S. Department of Housing and Urban Development (HUD) to the Section 8 Housing Choice Vouchers – 2026 Grant.

This Ordinance is an estimate of the funding to be awarded for Calendar Year 2026. It is anticipated that the award will be announced in the spring of 2026. This appropriation allows the Department of Community Services, Division of Community Development and Housing to provide uninterrupted service until the Federal budget is passed. This grant will be amended if there is any change in funding from HUD upon award.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget of $20,979,500. This increase will affect FY2026 and FY2027 since the targeted program completion date of the program is December 31, 2026. There will be no fiscal impact beyond FY2027 as a result of the grant award. FY2025 funding was authorized in the amount of $18,917,317.

Due to the Federal government shutdown, this Ordinance is being introduced anticipating the government will be re-opened by January 1, 2026. The County is currently working on a contingency plan if the government is not open by January 1, 2026 and the U.S. Department of Housing and Urban Development will not continue to pay monthly Housing Assistance Payment and administrative costs. The New Castle County Housing Voucher Program currently holds $1,617,235 in 2025 Unrestricted Net Position (UNP) reserve funding. The U.S. Department of Housing and Urban Development (HUD) allows governments and housing authorities to use "UNP reserves," to cover Housing Assistance Payments (HAP) expenses, particularly when there are shortfalls in other funding sources. As stated in the fiscal note for Ordinance 25-143, New Castle County is holding $870,000 of the $1,617,235 UNP reserve funding until the anticipated 2025 funding appropriated by Ordinance 25-143 is reimbursed by HUD.

Acknowledged by the Chief Financial Officer November 5, 2025.

DEPARTMENT: Community Services **EXHIBIT:** "A"

GRANT TITLE: Section 8 Housing Choice Vouchers - 2026 **Ordinance No.** 25-149

PROGRAM TITLE: Section 8 Housing Choice Vouchers - 2026

Revenue	Current	Change	Revised
Federal	$ 20,979,500.00	$ -	$ 20,979,500.00
State	$ -	$ -	$ -
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	$ 20,979,500.00	$ -	$ 20,979,500.00

Expense	Current	Change	Revised
Salaries and Wages	$ 960,000.00	$ -	$ 960,000.00
Benefits	$ 541,104.00	$ -	$ 541,104.00
Training/Civic Affairs	$ 14,810.00	$ -	$ 14,810.00
Communication/Utilities	$ 13,640.00	$ -	$ 13,640.00
Materials/Supplies	$ 9,150.00	$ -	$ 9,150.00
Contractual Services	$ 423,500.00	$ -	$ 423,500.00
Equipment	$ 1,000.00	$ -	$ 1,000.00
Grants/Fixed Charges	$ 18,915,296.00	$ -	$ 18,915,296.00
Land and Structures	$ 15,000.00	$ -	$ 15,000.00
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ 86,000.00	$ -	$ 86,000.00
Operating Transfer Credits	$ -	$ -	$ -
Total	$ 20,979,500.00	$ -	$ 20,979,500.00

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 1/1/2026

Estimated Program Completion: 12/31/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: **Date Revised:**

PROGRAM DESCRIPTION:

Section 8 Housing Choice Vouchers - Calendar Year 2026 Grant from the U.S. Department of Housing and Urban Development (HUD) for administrative expenses of the program and for rental and utility subsidies for very low income families in New Castle County.

11/18/2025

Prime Sponsor(s): Mr. Smiley, Mr. Cartier
Requested by: Administration/Law
Date of introduction: November 18, 2025

ORDINANCE NO. 25-150

AMEND THE FY2026 APPROVED OPERATING BUDGET: REALIGN $486,725 FROM THE BENEFITS CONTINGENCY TO THE DELAWARE PAID FAMILY & MEDICAL LEAVE INSURANCE PROGRAM CONTINGENCY TO COMPLY WITH THE HEALTHY DELAWARE FAMILIES ACT

WHEREAS, New Castle County is required to comply with the Healthy Delaware Families Act relating to the Family and Medical Leave Insurance Program (153rd General Assembly, House Substitute 1 for House Bill 128, signed into law July 30, 2025); and

WHEREAS, starting January 1, 2026, this Paid Family and Medical Leave Insurance Program (PFML) requires that eligible Delaware workers be allowed up to 12 weeks of partially paid leave to address their own serious health condition, care for a family member with a serious health condition, bond with and care for a new child, or address the impact of a family member's military deployment; and

WHEREAS, in accordance with 19 Del. C. § 1401-17.4, to retain self-insurance approval, New Castle County Government is required to establish, maintain and fund a separate account for family and medical leave claims no later than January 1, 2026; and

WHEREAS, based on 19 Del. C. § 1401-17.4.7, New Castle County is required to fund $486,725 in this account for the remainder of FY2026 (January 2026 through June 2026); and

WHEREAS, $486,725 will be realigned from the Benefits Contingency to the newly created PFML Contingency; and

WHEREAS, the revenue measures heretofore adopted by the County Council are, in the opinion of the County Executive, estimated to yield sums at least sufficient to balance the proposed expenditures as set forth in the Approved Annual Operating Budget as hereinafter amended.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Annual Operating Budget for the fiscal year beginning July 1, 2025, is hereby amended by deleting the material stricken and adding the material underscored on the attached "Exhibit A."

Section 2. The foregoing amendment shall be considered a part of the Annual Operating Budget for the fiscal year beginning July 1, 2025, and shall be effective retroactively as though incorporated initially in the Annual Operating Budget.

Section 3. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, amends the FY2026 Approved Operating Budget by realigning $486,725 from the Benefits Contingency, and creates the Paid Family & Medical Leave Insurance Program (PFML) Contingency to comply with the Healthy Delaware Families Act.

FISCAL NOTE: This Ordinance, if approved, amends the FY2026 Approved Operating Budget by realigning $486,725 from the Benefits Contingency, and creates the Paid Family & Medical Leave Insurance Program (PFML) Contingency to comply with the Healthy Delaware Families Act.

This realignment of funding will result in no increase to the FY2026 Approved Operating Budget as the legislation is a transfer of funds between Contingencies. Funding will need to be included in the FY2027 Requested Operating Budget for the full year.

Acknowledged by the Chief Financial Officer November 5, 2025.

COUNTY COUNCIL			
Salaries and Wages		$	2,708,793
Benefits			1,525,869
Training and Civic Affairs			69,428
Communication and Utilities			16,274
Materials and Supplies			58,986
Contractual Services			256,281
Equipment			3,363
Grants and Fixed Charges			312,220
Operating Transfer Charges			195,519
Total		***$***	***5,146,733***
Total Authorized Full-Time Positions	***35***		

COUNTY EXECUTIVE			
Salaries and Wages		$	2,305,318
Benefits			1,293,169
Training and Civic Affairs			41,978
Communication and Utilities			19,550
Materials and Supplies			22,136
Contractual Services			247,891
Equipment			1,000
Grants and Fixed Charges			295,771
Contingency			55,000
Operating Transfer Charges			112,454
Total		***$***	***4,394,267***
Total Authorized Full-Time Positions	***17***		

DEPARTMENT OF ADMINISTRATION			
Salaries and Wages		$	14,072,608
Benefits			7,834,901
Training and Civic Affairs			190,005
Communication and Utilities			8,380,342
Materials and Supplies			157,693
Contractual Services			8,546,486
Equipment			428,395
Grants and Fixed Charges			3,987,850
Operating Transfer Charges			1,197,550
Operating Transfer Credits			(14,044,103)
Total		***$***	***30,751,727***
Total Authorized Full-Time Positions	***168***		

DEPARTMENT OF PUBLIC WORKS		
Salaries and Wages	$	28,756,814
Benefits		16,093,269
Training and Civic Affairs		45,445
Communication and Utilities		27,456,675
Materials and Supplies		4,962,521
Contractual Services		11,103,035
Equipment		511,758
Grants and Fixed Charges		1,549,759
Land and Structures		50,000
Operating Transfer Charges		4,841,323
Operating Transfer Credits		(7,876,371)
Total	***$***	***87,494,228***
Total Authorized Full-Time Positions 389		

DEPARTMENT OF LAND USE		
Salaries and Wages	$	8,986,033
Benefits		5,031,240
Training and Civic Affairs		66,975
Communication and Utilities		103,015
Materials and Supplies		107,727
Contractual Services		1,524,109
Equipment		67,740
Grants and Fixed Charges		56,500
Operating Transfer Charges		1,071,279
Total	***$***	***17,014,618***
Total Authorized Full-Time Positions 113		

DEPARTMENT OF COMMUNITY SERVICES		
Salaries and Wages	$	13,653,916
Benefits		5,874,643
Training and Civic Affairs		18,920
Communication and Utilities		1,577,473
Materials and Supplies		1,628,039
Contractual Services		3,887,527
Equipment		36,919
Grants and Fixed Charges		3,235,149
Operating Transfer Charges		1,396,115
Operating Transfer Credits		(243,749)
Total	***$***	***31,064,952***
Total Authorized Full-Time Positions 162		

DEPARTMENT OF PUBLIC SAFETY			
Salaries and Wages		$	78,231,240
Benefits			43,444,049
Training and Civic Affairs			205,206
Communication and Utilities			992,877
Materials and Supplies			1,319,347
Contractual Services			2,458,322
Equipment			1,661,783
Grants and Fixed Charges			11,672,040
Operating Transfer Charges			8,501,518
Total		***$***	***148,486,382***
Total Authorized Full-Time Positions	***729***		

REGISTER OF WILLS			
Salaries and Wages		$	1,219,161
Benefits			669,258
Training and Civic Affairs			34,950
Communication and Utilities			10,257
Materials and Supplies			10,053
Contractual Services			62,715
Equipment			2,800
Operating Transfer Charges			97,749
Total		***$***	***2,106,943***
Total Authorized Full-Time Positions	***20***		

RECORDER OF DEEDS			
Salaries and Wages		$	1,377,085
Benefits			764,405
Training and Civic Affairs			40,170
Communication and Utilities			30,665
Materials and Supplies			12,398
Contractual Services			83,945
Equipment			6,150
Grants and Fixed Charges			18,350
Operating Transfer Charges			172,975
Total		$	***2,506,143***
Total Authorized Full-Time Positions	***23***		

SHERIFF			
Salaries and Wages		$	1,482,722
Benefits			835,738
Training and Civic Affairs			29,452
Communication and Utilities			12,261
Materials and Supplies			21,259
Contractual Services			55,999
Equipment			5,000
Operating Transfer Charges			150,197
Total		***$***	***2,592,628***
Total Authorized Full-Time Positions	***21***		

CLERK OF THE PEACE			
Salaries and Wages		$	538,617
Benefits			303,592
Training and Civic Affairs			9,600
Communication and Utilities			3,586
Materials and Supplies			8,754
Contractual Services			18,268
Equipment Replacement			0
Operating Transfer Charges			35,085
Total		***$***	***917,502***
Total Authorized Full-Time Positions	***7***		

DEBT SERVICE			
Debt Service		$	47,892,496
Total		***$***	***47,892,496***
Total Authorized Full-Time Positions			

ETHICS COMMISSION			
Salaries and Wages		$	44,477
Benefits			4,092
Training and Civic Affairs			10,500
Communication and Utilities			1,745
Materials and Supplies			2,450
Contractual Services			235,747
Equipment			500
Operating Transfer Charges			6,796
Total		***$***	***306,307***
Total Authorized Full-Time Positions	***0***		

COUNCIL CONTINGENCY			
Contingency		$	225,000
Total		***$***	***225,000***
Total Authorized Full-Time Positions			
EXECUTIVE CONTINGENCY			
Contingency		$	347,229
Total		***$***	***347,229***
Total Authorized Full-Time Positions			
PERSONNEL CONTINGENCY			
Contingency		$	455,000
Total		***$***	***455,000***
Total Authorized Full-Time Positions			
BENEFITS CONTINGENCY			
Contingency	~~2,250,000~~	$	1,763,275
Total	***~~2,250,000~~***	***$***	***1,763,275***
Total Authorized Full-Time Positions			
PFML CONTINGENCY			
Contingency	~~0~~	$	486,725
Total	***~~0~~***	***$***	***486,725***
Total Authorized Full-Time Positions			
ATTRITION CONTINGENCY			
Personal Services - Salaries and Wages		$	(6,107,378)
Personal Services - Employee Benefits		$	(3,442,422)
Total		***$***	***(9,549,800)***
Total Authorized Full-Time Positions			
ONE-TIME CONTINGENCY			
Contingency		$	1,156,231
Total		***$***	***1,156,231***

NEW CASTLE COUNTY		
Salaries and Wages	$	147,269,406
Benefits		80,231,803
Training and Civic Affairs		762,629
Communication and Utilities		38,604,720
Materials and Supplies		8,311,363
Contractual Services		28,480,325
Equipment		2,725,408
Grants and Fixed Charges		21,127,639
Debt Service		47,892,496
Land and Structures		50,000
Contingency		4,488,460
Operating Transfer Charges		17,778,560
Operating Transfer Credits		(22,164,223)
Sub-Total New Castle County	***$***	**375,558,586**
Total Authorized Full-Time Positions ***1,684***		

RESERVE ACCOUNTS ANTICIPATED BALANCES AS OF OCTOBER 28, 2025 (UNAUDITED)	
Tax Stabilization Reserve Account	41,409,374
Sewer Rate Stabilization Reserve Account	10,355,693
General Fund Budget Reserve Account	46,910,980
Sewer Fund Budget Reserve Account	19,038,698
Total Reserves:	**117,714,745**

Prime Sponsor(s): Mr. Sheldon, Mr. Carter
Requested by: Public Works
Date of Introduction: November 18, 2025

ORDINANCE NO. 25-151

TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 38 ("UTILITIES"), ARTICLE 2 ("SEWERS AND SEWAGE DISPOSAL") AND CHAPTER 38 ("UTILITIES"), ARTICLE 3 (PROHIBITIONS, ENFORCEMENT, AND PENALTIES)

WHEREAS, the New Castle County Department of Public Works ("Public Works") desires to revise the New Castle County Code ("Code") to eliminate outdated requirements; to better reflect best practices; to clarify both Public Works' and the sewer system users' respective obligations under the Code with regard to sewer connections, sewer maintenance; and to update repercussions for violating the Code with respect to the sewer system; and

WHEREAS, County Council finds that the provisions of this Ordinance are rationally and reasonably related to its goal of protecting and preserving legitimate government interests, including, but not limited to, the protection and preservation of the public health, safety, prosperity, general welfare, and quality of life.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. *New Castle County Code* Chapter 38 ("Utilities"), Article 2 ("Sewers and Sewage Disposal") Section 38.02.003 ("Procedures for processing requests for commitments of sewer capacity in sewer system") is hereby amended deleting the material that is stricken, as set forth below:

Sec. 38.02.002. - Procedures for processing requests for commitments of sewer capacity in sewer system.

…

~~D. SSSA interim plan sewer agreement. The County may enter into sewer agreements prior to the record plan stage with respect to developments eligible to participate in the Southern Sewer Service Area (SSSA) interim service plan. Such interim service shall initially be provided through use of Middletown's wastewater treatment facility and Water Farm Number One. SSSA interim plan sewer agreements may commit sewer capacity and require payment of any fees related to sewer capacity. The form and execution of such agreements shall be consistent with the Department of Public Works' written policies regarding the allocation and provision of interim sewer service in the SSSA.~~

Section 2. *New Castle County Code* Chapter 38 ("Utilities"), Article 2 ("Sewers and Sewage Disposal") Section 38.02.004 ("Connection of drains to sanitary sewers") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below:

Sec. 38.02.004. - Connection of drains to sanitary sewers.

A. ~~No~~ Other than one (1) already existing cellar drain, no area drainage, French drains, storm drainage, roof drainage, downspouts, foundation drainage or drainage from any other device ~~, other than one (1) cellar drain,~~ shall be connected to any public or private sanitary sewer. No additional or new drainage shall be connected to any public or private sanitary sewer.

B. All private sanitary ~~sewers~~ sewer systems and laterals must be maintained in good repair so as to prevent leakage into or out of the system, and to prevent sewage overflows from, or surface water inflow to, the system. ~~The County may require any connections found in violation of the criteria above to be removed at the owner's expense~~. Private sanitary sewer systems or laterals that are found to be in disrepair may be required to be repaired at the owner's expense to the Department of Public Works' satisfaction.

C. Unless otherwise provided by the Department of Public Works, a building or structure having plumbing fixtures installed and intended for human habitation, occupancy or use on premises abutting a street, alley or easement on which there is a public sewer shall have a separate connection to the public sewer system.

Section 3. *New Castle County Code* Chapter 38 ("Utilities"), Article 2 ("Sewers and Sewage Disposal") Section 38.02.007 ("Maintenance and control of sewers") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below:

Sec. 38.02.007. Maintenance and control of sewers.

A. ~~Under this Section, the term 'maintain" shall mean to repair or replace.~~ The responsibility for keeping the house lateral clean and free flowing from the building to the sewer main shall rest with the property owner.

1. All licensees who clean sewer laterals shall be licensed in accordance with Chapter 6 of the New Castle County Code as administered through the Department of Land Use.

2. All licensees who clean sewer laterals are required to clean the lateral thoroughly to the collector sewer. For laterals with exterior access, the entire lateral will be considered thoroughly cleaned only when a cutter one (1) inch smaller than the pipe diameter has been passed through the entire lateral from the exterior access point to the collector sewer. For building drains without exterior cleanout access, the cutter size shall be the maximum diameter that can be passed through the access point.

3. Prior to repairing or replacing the portion of the house lateral not maintained by the County, the licensees shall thoroughly clean the lateral to the collector sewer as described in Section 38.02.007.A.2 above. All repairs and replacements outside the building envelope shall be made pursuant to a validly issued plumbing permit. Before completing the pipe connection, all repairs or replacements must be inspected pursuant to rules and procedures promulgated by the Department of Land Use.

B. The County shall ~~maintain~~ repair, replace and control the trunk sewers, street sewers, and portions of the house laterals within a public right of way or dedicated County sanitary sewer right-of-way/easement.~~Laterals shall be maintained by the County from the sewer main to one (1) foot beyond the edge of paving or to the back of curb if the sewers run within the paved portion of the highway right-of-way. When the sewer main runs within an unpaved portion of the highway right-of-way, the lateral shall be maintained by the County from the sewer main~~

~~to the edge of the highway right-of-way. For sewer mains located on privately owned property, the County shall maintain the lateral to the limit of the dedicated County sanitary sewer right-of-way/easement.~~

. . .

Section 4. *New Castle County Code* Chapter 38 ("Utilities"), Article 2 ("Sewers and Sewage Disposal") Section 38.02.014 ("Sewer connection fees") is hereby amended by deleting the material that is stricken, as set forth below:

Sec. 38.02.014. Sewer connection fees.

A. The Department of Public Works shall charge the following fees for connection to the sanitary sewer system.

. . .

~~4. SSSA interim service charge. The Southern Sewer Service Area (SSSA) interim service charge shall be paid in consideration for the county providing interim sewer service in the SSSA. The county plans to provide such interim service through the Middletown Wastewater Treatment Facility and Water Farm Number One while it evaluates and constructs the best long-term treatment and disposal system to service the area. The Department of Public Works shall establish the charge based upon the cost of operating and maintaining such interim service. The administration of the charge shall be pursuant to the Department of Public Works' written policies regarding the allocation and provision of interim sewer service in the SSSA.~~

Section 5. *New Castle County Code* Chapter 38 ("Utilities"), Article 3 (Prohibitions, Enforcement, and Penalties) is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below:

Sec. 38.03.002. - Enforcement.

A. Responsibility for enforcement. All rules and regulations described in this Chapter and adopted by the Department in the Enforcement Response Plan shall be enforced by the General Manager of the Department of Public Works or his or her authorized representative.

B. Right of entry. The General Manager of the Department of Public Works or his or her representatives may go upon any land for the purpose of making surveys <u>and inspections</u> for sewers, sewer systems, ~~sewage disposal plants~~<u>wastewater treatment systems</u> or ~~pumping plants~~ <u>pump stations</u>, or for rights-of-way or other property rights, or periodic inspections and monitoring to determine compliance required for the sewers, sewer systems, ~~sewage disposal plants~~<u>wastewater treatment systems</u> and pumping ~~plants~~ stations.

1. The <u>General</u> Manager or his or her representatives may inspect at reasonable hours any premises, dwelling or other building in the vicinity of a County sewer to determine if it is connected to the County sewer, to determine if the sewer connection has been made or is being maintained in accordance with the regulations of the County, or to determine compliance.

2. Whoever refuses to permit inspections and surveys ~~at reasonable hours~~ shall be fined not less than one hundred dollars ($100.00) for every such refusal.

C. Notice of violation. When the General Manager of the Department of Public Works <u>or his or her agent</u> has reasonable cause to believe that any person has violated or is violating this

Chapter or a permit or an order issued under this Chapter, the General Manager of the Department of Public Works or his or her agent may serve upon such person a written notice of violation. Within ten (10) ~~working~~business days of receipt of this notice, the person shall submit to the General Manager of the Department of Public Works an explanation of the violation and a plan for satisfactory correction and prevention of potential future violations, including specific required actions. Submission of this plan shall not relieve the person of liability for any violation occurring before or after the receipt of the notice of violation.

D. Show cause hearing. The General Manager of the Department of Public Works may order any person who contributes to violation of this Chapter or permit or order issued under this Chapter to show cause why a proposed enforcement action should not be taken. Notice shall be served on the person specifying the time and place for the meeting, the proposed enforcement action and the reasons for such action, and requesting that the person show cause why the proposed enforcement action should not be taken. The notice of the meeting shall be served personally or by registered or certified mail, return receipt requested, at least ten (10) ~~working~~business days prior to the scheduled hearing, except in an emergency as determined by the General Manager of the Department of Public Works. ~~Such~~Service of such notice shall be ~~served to~~made upon any individual or upon any principal executive, general partner [~~or~~], corporate officer, or registered agent. Whether or not a duly notified person appears as noticed, additional enforcement action may be pursued.

E. Administrative order. When the General Manager of the Department of Public Works has reasonable cause to believe that any person has violated or continues to violate this Chapter or a permit or an order issued under this Chapter, he or she may issue an order to the person responsible for the discharge directing that, following a specified time period, sewer service shall be discontinued unless adequate pretreatment facilities, devices, or other related appurtenances have been installed and are properly operated. Orders may also contain such other requirements as might be reasonably necessary and appropriate to address the violation.

F. Administrative Fines.

1. As part of a notice of violation or administrative order and notwithstanding any other section of this Chapter, the General Manager of the Department of Public Works may issue administrative fines to any person, not including industrial users, who is found to have violated any section of this Chapter or permit or order issued under this Chapter, in an amount not to exceed one thousand dollars ($1,000.00) per violation. In the case of a continuing violation, each day's continuance shall be a separate and distinct offense. The total of administrative fines shall not exceed a total of five thousand dollars ($5,000.00).

2. As part of a notice of violation or administrative order and notwithstanding any other section of this Chapter, the General Manager of the Department of Public Works may issue administrative fines to any industrial user who is found to have violated any section of this Chapter or permit or order issued under this Chapter in an amount not to exceed sixty four thousand dollars ($64,000.00) per day for each violation. In the case of a continuing violation, each day's continuance shall be a separate and distinct offense.

3. The General Manager may include in its administrative fine its expenses associated with enforcement activities, including sampling and monitoring expenses. Such assessments may be added to the user's next scheduled sewer service charge or the assessment may be collected according to any other remedies available to the General Manager. Unpaid charges, fines and penalties shall constitute a lien against the user's property.

~~F~~G. Suspension. The General Manager of the Department of Public Works may suspend the sewer service ~~and/~~or the permit of a person whenever such suspension is necessary in order to stop an actual or threatened discharge presenting or causing an imminent or substantial endangerment to human health ~~and/~~or welfare, the collection and treatment system,

or the environment. A permit may also be suspended for failure to comply with the conditions of the permit or this Chapter, or for failure to pay fees or surcharges. Any person notified of a suspension of their sewer service ~~and/~~or permit shall immediately stop or eliminate the contribution. If a person fails to immediately comply with the suspension order, the General Manager shall take such steps as deemed necessary, including immediate severance of the sewer connection, to prevent or minimize damage to the collection ~~and/~~or treatment system, its receiving stream, or endangerment to any persons. The General Manager may allow the person to recommence the discharge when the endangerment has passed, unless termination proceedings are initiated against the person. Payment of fines and posting of bond in the amount of five thousand dollars ($5,000.00) may be required, to ensure future compliance with this Chapter.

1. The permit holder is not entitled to the return of fees covering the time of suspension.

~~G~~H. Notification of proposed termination of service or revocation of discharge permit.

1. The General Manager shall not terminate service to a person or revoke or terminate a discharge permit or a sewer agreement under this Chapter, except in an emergency, without first delivering to the person written notice of such proposed termination or revocation. The notice shall state the reasons of such termination or revocation and shall allow a reasonable time for satisfactory compliance.

2. Permit cancellation. Repeated violations of permit conditions or this Chapter may result in cancellation of the permit. No fees shall be returned for cancelled permits.

3. Continuing noncompliance. The General Manager may, upon thirty (30) business days' notice to the permittee, revoke the permit ~~and/~~or terminate service to the permittee unless, at the expiration of such period, the General Manager is satisfied that the permittee is making satisfactory progress to eliminate or correct the conditions which caused such notice.

I. Performance bonds. The General Manager may decline to issue or reissue a permit or sewer agreement to any user who has failed to comply with any provision of this Chapter, permit, or order issued under this Chapter unless such user first files a satisfactory performance bond, payable to New Castle County, in a sum not to exceed the value set by the General Manager to be necessary to achieve consistent compliance.

J. Consent orders. The Department of Public Works may enter into consent orders, assurances of compliance or other similar documents establishing an agreement with any user responsible for noncompliance. Such document shall include specific action to be taken by the user to correct the noncompliance within a time period specified by the document. Such document shall have the same force and effect as administrative orders issued pursuant to this Chapter and shall be judicially enforceable.

Sec. 38.03.003. - Penalties.

A. Criminal Liability. Any person who violates any provisions of this Chapter, including knowingly making any false statements, representations, or certifications in any application, record, report, plan, or other document filed or required to be maintained pursuant to this Chapter, shall be subject to the penalties as provided in this Section and Section 1.01.009, as well as any additional violations of state or federal law.

1. A willful violation of the provisions of this Chapter shall constitute a Class 1 misdemeanor and upon conviction thereof shall be punished as provided in Section 1.01.009. Each day on which any violation continues shall constitute a separate offense for which a separate penalty shall be imposed.

B. Civil actions. ~~Administrative fines. Notwithstanding any other section of this Chapter, any person, not including industrial users, who is found to have violated any section of this Chapter or permit or order issued under this Chapter may be fined in an amount not to exceed~~

~~one thousand dollars ($1,000.00) per violation, and not to exceed a total of five thousand dollars ($5,000.00), in addition to actual damages to the POTW. Any industrial user who is found to have violated any section of this Chapter or permit or order issued under this Chapter may be fined in an amount not to exceed one thousand dollars ($1,000.00) per day for each violation, in addition to actual damages to the POTW, or imprisonment for not more than one (1) year or both. The General Manager may recover reasonable attorney's fees, court costs, and other expenses associated with the enforcement activities, including sampling and monitoring expenses.~~In addition to any other remedy, the County may maintain a civil action for recovery of administrative fines, actual damages plus attorney's fees, expert witness costs, court costs, and prejudgment and postjudgment interests. ~~Such assessments may be added to the user's next scheduled sewer service charge or the assessment may be collected according to any other remedies available to the General Manager. Unpaid charges, fines and penalties shall constitute a lien against the individual user's property.~~

C. Injunctive relief. Whenever a person has violated or continues to violate this Chapter or a permit, the General Manager of the Department of Public Works, through counsel, may petition a court of competent jurisdiction for the issuance of a temporary or permanent injunction or both to restrain or compel the actions of the person.

~~D. Civil actions. In addition to any other remedy, the County may maintain a civil action for recovery of actual damages plus attorney's fees, expert witness costs, court costs, and prejudgment and postjudgment interests. In determining the amount of liability, the General Manager shall take into account all relevant circumstances, including but not limited to the extent of the harm caused by the violation, the magnitude and duration of the violation, any economic benefit gained through the person's violation, corrective actions taken by the person, and any other relevant factor.~~

~~E. Performance bonds. The General Manager may decline to issue or reissue a wastewater discharge permit to any user who has failed to comply with any provision of this Chapter, permit, or order issued under this Chapter unless such user first files a satisfactory performance bond, payable to New Castle County, in a sum not to exceed the value set by the General Manager to be necessary to achieve consistent compliance.~~

~~F. Consent orders. The Department of Public Works may enter into consent orders, assurances of compliance or other similar documents establishing an agreement with any user responsible for noncompliance. Such document shall include specific action to be taken by the user to correct the noncompliance within a time period specified by the document. Such document shall have the same force and effect as administrative orders issued pursuant to this Chapter and shall be judicially enforceable.~~

Section 6. This Ordinance shall become effective upon passage by New Castle County Council and approval of the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____

Marcus Henry
County Executive
of New Castle County

SYNOPSIS: This legislation updates the Code to clarify the obligations of Public Works and the users of the sewer system. First, the legislation removes outdated references to the Southern Sewer Service Area. Second, the legislation clarifies that, unless expressly provided by the General Manager of Public Works, each individual user of the sewer system must connect directly to the sewer system. Third, the legislation clarifies the roles and responsibilities to clean and maintain sanitary sewer house laterals. Fourth, the legislation revises the enforcement provisions of the Code to clarify that the General Manager of Public Works has authority to levy administrative fines and order other relief for violations of the Code.

FISCAL IMPACT: The changes recommended in this Ordinance are intended to eliminate outdated requirements, clarify obligations, and update violation repercussions. They will have no material fiscal impact in FY2026 or subsequent years.

Acknowledged by the Chief Financial Officer November 5, 2025.

Primary Sponsor(s): Mr. Sheldon, Mr. Carter
Requested by: Public Works
Date of introduction: November 25, 2025

ORDINANCE NO. 25-154

AMEND THE FY2026 CAPITAL PROGRAM AND BUDGET: REALIGN PREVIOUSLY AUTHORIZED BOND FUNDING IN THE AMOUNT OF $2,000,000 AND STATE FUNDING IN THE AMOUNT OF $1,500,000 FROM EXISTING SEWER/STORMWATER CAPITAL PROJECTS IN THE DEPARTMENT OF PUBLIC WORKS TO THE SOUTHERN SEWER SERVICE AREA CAPITAL PROJECT

WHEREAS, the West Wing Pump Station project within the Western Wing Sanitary Service Area involves the construction of a .246 MGD (million gallons per day) average flow pump station and the objective is to safely manage wastewater flow to treatment facilities and prevent sewage backups; and

WHEREAS, funding is needed to match bid submissions for construction of the West Wing Pump Station; and

WHEREAS, this legislation will enable the realignment of previously authorized bond funding in the amount of $1,500,000 from the White Clay System Rehabilitation Capital Project and $500,000 from the DelDOT Coordination Project 2021 Capital Project and previously authorized state funding in the amount of $1,500,000 from the Market Street System Rehabilitation Bridge #9 Capital Project for a total amount of $3,500,000 to the Southern Sewer Service Area Capital Project; and

WHEREAS, the reductions to available authorizations in the existing projects is possible due to the timing of planned projects or sunsetting of projects.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Capital Budget Ordinance for the fiscal year beginning July 1, 2025 is hereby amended by deleting the material stricken and adding the material underscored on the attached Exhibit “A.”

Section 2. The Capital Program Resolution for the fiscal year beginning July 1, 2025 is hereby amended by deleting the material stricken and adding the material underscored on the attached Exhibit “B.”

Section 3. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will realign $3,500,000 in previously authorized funding from existing Sewer/Stormwater Capital Projects in the Department of Public Works to the Southern Sewer Service Area Capital Project to match bid submissions for construction of the West Wing Pump Station in Middletown.

FISCAL NOTE: This Ordinance, if approved, will amend the FY2026 Capital Program and Budget by realigning $1,500,000 from the White Clay System Rehabilitation Capital Project, $1,500,000 from the Market Street System Rehabilitation Bridge #9 Capital Project and $500,000 from the DelDOT Coordination Project 2021 Capital Project for a total amount of $3,500,000 to the Southern Sewer Service Area Capital Project.

The revised FY2026 Capital Budget amount for the White Clay System Rehabilitation Capital Project will be $3,300,000. The revised FY2026 Capital Budget amount for the Market Street System Rehabilitation Bridge #9 Capital Project will be ($1,500,000). The revised FY2026 Capital Budget amount for the DelDOT Coordination Project 2021 Capital Project will be $2,500,000. The revised FY2026 Capital Budget amount for the Southern Sewer Service Area Capital Project will be $6,500,000.

This transfer of funding will have no fiscal impact on the FY2026 Capital Budget. The FY2026 New Castle County Capital Budget grand total will remain $104,203,345. There is no material fiscal impact on the Operating Budget.

Acknowledged by the Chief Financial Officer November 13, 2025.

EXHIBIT "A"
NEW CASTLE COUNTY
CAPITAL BUDGET - FY2026

DEPARTMENT OF ADMINISTRATION		
Human Capital Management Platform	$	600,000
Land Use Information System		1,200,000
Reassessment 2024		2,000,000
Sewer and Tax Billing Replacement		2,300,000
Network Infrastructure Rearchitect and Upgrade		1,150,000
Subtotal	$	7,250,000
DEPARTMENT OF COMMUNITY SERVICES		
Appoquinimink Library Maker Space HVAC	$	200,000
Carousel Park Indoor Arena Footing		100,000
Glasgow Library		150,000
Newark Library		400,000
Surratte Pool Renovations 2026		100,000
Subtotal	$	950,000
DEPARTMENT OF COUNTY EXECUTIVE		
Executive GF Capital Contingency	$	675,000
Subtotal	$	675,000
DEPARTMENT OF PUBLIC SAFETY		
800MgHZ Communications Equipment 2026-2027	$	400,000
Communications Upgrade 2026-2027		250,000
Public Safety Building Renovations		300,000
Public Safety Equipment 2026		136,000
Public Safety Vest Protection Program 2026		302,448
Subtotal	$	1,388,448
DEPARTMENT OF PUBLIC WORKS		
Facilities/Equipment		
Building Rehabilitation 2026-2027	$	3,500,000
Fleet Equipment 2021		(49,929)
Fleet Equipment 2022		(103,797)
Fleet Equipment 2023		(48,900)
Fleet Equipment 2024		(1,700,000)
Fleet Equipment 2026		6,577,658
Garage Renovations		2,500,000
General Roof Renovations		(75,000)
HVAC Replacement		2,800,000
Security 2021		500,000
Vehicle Lift System		56,000
Subtotal	$	13,956,032

DEPARTMENT OF PUBLIC WORKS *(Continued)*

Parks

Agricultural Preservation		$ 1,000,000
Bechtel Park Improvements		750,000
Carousel Park		150,000
Game Court Improvements 2021		150,000
General Parkland Improvements PRE2021		(650,000)
General Parkland Improvements 2021		(1,000,000)
General Parkland Improvements 2024		800,000
Glasgow Regional Park		1,500,000
Middle Run Valley Reforestation		150,000
Open Space Preservation		1,500,000
Play Area Improvements 2026-2027		1,000,000
Rockwood Park		500,000
Southern Regional Park		1,000,000
Subtotal		$ 6,850,000

Sewer/Stormwater

Airport Road System Rehabilitation		$ 3,000,000
Asset Management		400,000
Christina River Force Main		22,000,000
Countywide Drainage Problems		850,000
DelDOT Coordination Project 2021	~~3,000,000.00~~	2,500,000
General Sewer Improvements		1,250,000
General Stormwater Improvements 2021		471,659
Manhole Rehabilitation		750,000
Market Street Rehab Bridge #9	~~1,500,000.00~~	(1,500,000)
Pump Station Rehab 2026-2027		1,500,000
Richardson Park Pump Station Upgrade		17,679,097
Sewer Fleet Equipment 2023		(22,233)
Sewer Fleet Equipment 2024		(600,000)
Sewer Fleet Equipment 2026		2,755,342
Sewer Repairs and Rehabilitation 2026-2027		4,200,000
Southern Sewer Service Area	~~3,000,000.00~~	6,500,000
Stoney Creek Basin Rehabilitation		600,000
Stormwater Basin Renovation II		2,500,000
Water Quality Improvement Plans		5,000,000
White Clay System Rehabilitation	~~4,800,000.00~~	3,300,000
Subtotal	~~73,133,865.00~~	$ 73,133,865

CAPITAL BUDGET TOTAL	**~~104,203,345~~**	**$ 104,203,345**

EXHIBIT B

PROJECT PROFILES
PUBLIC WORKS - SEWER/STORMWATER (continued)

Project Name (Number): White Clay System Rehabilitation (C301710)

Description: Investigation and rehabilitation and/or replacement of the sanitary sewer assets.

Council Districts: 1, 2, 3, 5, 9

Funding Schedule

	Bonds	Federal	State	Other	Total
Prior Authorizations	$ 16,911,138	$ -	$ 708,012	$ 850	$ 17,620,000
FY2026	~~4,800,000~~	-	-		~~4,800,000~~
	3,300,000				3,300,000
FY2027	5,000,000	-	-	-	5,000,000
FY2028	2,000,000	-	-	-	2,000,000
FY2029	2,000,000	-	-	-	2,000,000
FY2030	2,000,000	-	-	-	2,000,000
FY2031	2,000,000	-	-	-	2,000,000
Future Years	12,000,000	-	-	-	12,000,000
Total	**~~$ 46,711,138~~**	**$ -**	**$ 708,012**	**$ 850**	**~~$ 47,420,000~~**
	$ 45,211,138				**$ 45,920,000**
Available Authorizations:	**$ 7,190,627**				
Available Funding:	**$ 1,027,951**				
Operating Budget Impact:	**~~$ 10,560~~**	**$ 7,260**			

**Available Authorizations / Funding as of February 28, 2025, net of obligations.*

FY2026 Activity:

Next phase of White Clay Sewer Basin rehabilitation; construction of the FMC Trunkline and lateral lining in the Red Clay sub-basin.

Future Activity:

Continued investigation, rehabilitation/replacement of sanitary sewer assets.

EXHIBIT B

PROJECT PROFILES
PUBLIC WORKS - SEWER/STORMWATER (continued)

Project Name (Number): DelDOT Coordination Project 2021 (C302112)

Description: Replacement and repairs of sanitary sewer in coordination with DelDOT paving projects.

Council Districts: All

Funding Schedule

	Bonds	Federal	State	Other	Total
Prior Authorizations	$ 2,653,727	$ -	$ -	$ -	$ 2,653,727
FY2026	~~3,000,000~~	-			~~3,000,000~~
	2,500,000				2,500,000
FY2027	3,000,000	-	-	-	3,000,000
FY2028	3,000,000	-	-	-	3,000,000
FY2029	3,000,000	-	-	-	3,000,000
FY2030	3,000,000	-	-	-	3,000,000
FY2031	2,000,000	-	-	-	2,000,000
Future Years	4,000,000	-	-	-	4,000,000
Total	**~~$ 23,653,727~~**	**$ -**	**$ -**	**$ -**	**~~$ 23,653,727~~**
	$ 23,153,727				**$ 23,153,727**
Available Authorizations:	**$ 984,018**				
Available Funding:	**$ 180,903**				
Operating Budget Impact:	**~~$ 6,600~~**	**$ 5,500**			

**Available Authorizations / Funding as of February 28, 2025, net of obligations.*

FY2026 Activity:

Design and construction of wastewater assets supporting DelDOT's FY2026 Community Transportation Funded projects. Design and construction of advanced utility relocations for DelDOT Pave and Rehab program/bridge projects and FY2026 analysis, design and repairs for unscheduled roadway issues.

Future Activity:

On-going agency coordination in partnership and suport of the DelDOT roadway improvement programs and County wastewater assets.

EXHIBIT B

PROJECT PROFILES
PUBLIC WORKS - SEWER/STORMWATER (continued)

Project Name (Number): Market Street System Rehabilitation Bridge #9 (C302301)

Description: DelDOT advance utility relocation for widening of Market Street Bridge.

Council Districts: 10

Funding Schedule

	Bonds	Federal	State	Other	Total
Prior Authorizations	$ -	$ -	$ 1,500,000	$ -	$ 1,500,000
FY2026	-	-	~~-~~		~~-~~
			(1,500,000)		(1,500,000)
FY2027	-	-	-	-	-
FY2028	-	-	-	-	-
FY2029	-	-	-	-	-
FY2030	-	-	-	-	-
FY2031	-	-	-	-	-
Future Years	-	-	-	-	-
Total	**$ -**	**$ -**	**~~$ 1,500,000~~**	**$ -**	**~~$ 1,500,000~~**
			$ -		**$ -**
Available Authorizations:		**$ 1,500,000**			
Available Funding:		**$ -**			
Operating Budget Impact:		**$ -**			

**Available Authorizations / Funding as of February 28, 2025, net of obligations.*

FY2026 Activity:

No planned activity.

Future Activity:

Continue to work with DelDOT on plans.

EXHIBIT B

PROJECT PROFILES
PUBLIC WORKS - SEWER/STORMWATER (continued)

Project Name (Number): Southern Sewer Service Area (C309603)

Description: Construction of sanitary sewer system south of the C&D Canal to include treatment plant, pump station, force mains and interceptor sewer lines.

Council Districts: 6, 12

Funding Schedule

	Bonds	Federal	State	Other	Total
Prior Authorizations	$ 66,623,844	$ -	$ 27,479,657	$ 8,799,515	$ 102,903,016
FY2026	~~2,700,000~~	-	-	300,000	~~3,000,000~~
	6,200,000				6,500,000
FY2027	1,000,000	-	-	-	1,000,000
FY2028	6,000,000	-	-	-	6,000,000
FY2029	1,000,000	-	-	-	1,000,000
FY2030	1,000,000	-	-	-	1,000,000
FY2031	5,000,000	-	-	-	5,000,000
Future Years	10,500,000	-	-	-	10,500,000
Total	**~~$ 93,823,844~~**	**$ -**	**$ 27,479,657**	**$ 9,099,515**	**~~$ 130,403,016~~**
	$ 97,323,844				**$ 133,903,016**
Available Authorizations:	**$ 10,212,524**				
Available Funding:	**$ (8,993,021)**				
Operating Budget Impact:	**~~$ 5,940~~**	**$ 13,640**			

**Available Authorizations / Funding as of February 28, 2025, net of obligations.*

FY2026 Activity:

Continue West Wing construction and the design of Wilmington Wastewater Treatment Plant discharge.

Future Activity:

Continue construction of the SSSA treatment and disposal improvements and consgtruct the West Wing sanitary sewer infrastructure.

Prime Sponsor(s): Mr. Hollins, Mr. Street
Requested by: Community Services
Date of introduction: November 25, 2025

ORDINANCE NO. 25-155

**AMEND THE GRANTS BUDGET:
APPROPRIATE $35.46 IN MISCELLANEOUS INCOME AND REALIGN $165,297.97 WITHIN THE FY2025 STATE AID FOR LIBRARIES GRANT, WHICH IS ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LIBRARIES**

WHEREAS, State funds, through a contract with the Department of State, Delaware Division of Libraries, are allocated to libraries to encourage the maintenance and development of proper standards, including personnel standards, hours of operation, library materials, collection standards and interlibrary resource sharing, and to provide for the development of statewide public library services; and

WHEREAS, libraries must meet, or provide evidence of attempting to meet, the minimum standards of operation as established by the Division of Libraries and approved by the State Council on Libraries; and

WHEREAS, original allocated funding in the amount of $2,841,311 from the Department of State, Delaware Division of Libraries, was previously approved by County Council and appropriated to the FY2025 State Aid for Libraries Grant via Ordinance 24-101; and

WHEREAS, authorization is sought for the realignment of $165,297.97 in State funds and appropriation of $35.46 in Miscellaneous Income within the FY2025 State Aid for Libraries Grant for books, part-time salaries and security expenditures; and

WHEREAS, Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Grants Budget as adopted by Ordinance No. 75-173 is hereby amended by deleting the material stricken and adding the material underlined on the attached Exhibits “A” through “K.”

Section 2. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate $35.46 in Miscellaneous Income and realign $165,297.97 in State funds within the FY2025 State Aid for Libraries Grant. The appropriated miscellaneous income and realignment of funds will be used for books, part-time salaries and security expenditures.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by appropriating $35.46 in Miscellaneous Income and realigning $165,297.97 in State funds within the FY2025 State Aid for Libraries Grant.

This Ordinance, if approved, will increase the FY2026 Grants budget by $35.46. The increase and the realignment will affect FY2026 only since the estimated program completion date is March 30, 2026. There is no anticipated fiscal impact on the Operating and/or Capital Budgets. The Miscellaneous Income balance after this appropriation will be $0.

Acknowledged by the Chief Financial Officer November 12, 2025.

DEPARTMENT: Community Services **EXHIBIT:** **"A"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Library Administration

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 2,559,814.48~~	$ 66,947.92	$ 2,626,762.40
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	~~$ -~~	$ 35.46	$ 35.46
Total	~~$ 2,559,814.48~~	$ 66,983.38	$ 2,626,797.86

Expense	Current	Change	Revised
Salaries and Wages	~~$ 1,026,028.00~~	$ 9,380.10	$ 1,035,408.10
Benefits	~~$ 130,515.00~~	$ (8,858.12)	$ 121,656.88
Training/Civic Affairs	~~$ 3,958.58~~	$ (1,045.25)	$ 2,913.33
Communication/Utilities	~~$ 20,000.00~~	$ (956.52)	$ 19,043.48
Materials/Supplies	~~$ 635,875.66~~	$ 145,975.17	$ 781,850.83
Contractual Services	~~$ 667,087.17~~	$ (6,593.00)	$ 660,494.17
Equipment	~~$ 75,850.07~~	$ (70,556.10)	$ 5,293.97
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	~~$ 500.00~~	$ (362.90)	$ 137.10
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 2,559,814.48~~	$ 66,983.38	$ 2,626,797.86

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"B"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Appoquinimink Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 20,443.16~~	$ (3,695.68)	$ 16,747.48
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 20,443.16~~	$ (3,695.68)	$ 16,747.48

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 1,473.73~~	$ (1,000.00)	$ 473.73
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 4,419.43~~	$ (437.31)	$ 3,982.12
Contractual Services	~~$ 14,550.00~~	$ (2,258.37)	$ 12,291.63
Equipment	$ -	$ -	$ -
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 20,443.16~~	$ (3,695.68)	$ 16,747.48

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"C"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Bear Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 49,401.04~~	$ (3,763.95)	$ 45,637.09
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 49,401.04~~	$ (3,763.95)	$ 45,637.09

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 2,501.12~~	$ (2,313.27)	$ 187.85
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 23,736.30~~	$ (1,100.68)	$ 22,635.62
Contractual Services	~~$ 18,363.62~~	$ (350.00)	$ 18,013.62
Equipment	$ 4,800.00	$ -	$ 4,800.00
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 49,401.04~~	$ (3,763.95)	$ 45,637.09

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"D"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Claymont Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 14,984.30~~	$ (2,941.76)	$ 12,042.54
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 14,984.30~~	$ (2,941.76)	$ 12,042.54

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 586.00~~	$ (268.20)	$ 317.80
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 3,073.78~~	$ (1,288.01)	$ 1,785.77
Contractual Services	~~$ 10,458.22~~	$ (1,310.55)	$ 9,147.67
Equipment	~~$ 866.30~~	$ (75.00)	$ 791.30
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 14,984.30~~	$ (2,941.76)	$ 12,042.54

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"E"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Brandywine Hundred Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 82,380.85~~	$ (16,405.08)	$ 65,975.77
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 82,380.85~~	$ (16,405.08)	$ 65,975.77

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 1,611.15~~	$ (82.00)	$ 1,529.15
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 21,511.68~~	$ (5,771.11)	$ 15,740.57
Contractual Services	~~$ 57,148.32~~	$ (9,357.75)	$ 47,790.57
Equipment	~~$ 2,109.70~~	$ (1,194.22)	$ 915.48
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 82,380.85~~	$ (16,405.08)	$ 65,975.77

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"F"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Elsmere Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 14,430.00~~	$ (1,476.97)	$ 12,953.03
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 14,430.00~~	$ (1,476.97)	$ 12,953.03

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 1,218.52~~	$ (1,190.00)	$ 28.52
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 10,758.49~~	$ (17.74)	$ 10,740.75
Contractual Services	~~$ 2,452.99~~	$ (269.23)	$ 2,183.76
Equipment	$ -	$ -	$ -
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 14,430.00~~	$ (1,476.97)	$ 12,953.03

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"G"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Hockessin Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 18,728.50~~	$ (7,374.75)	$ 11,353.75
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 18,728.50~~	$ (7,374.75)	$ 11,353.75

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 4,484.50~~	$ (2,215.00)	$ 2,269.50
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 3,800.00~~	$ (1,396.28)	$ 2,403.72
Contractual Services	~~$ 6,000.00~~	$ (2,128.39)	$ 3,871.61
Equipment	~~$ 4,444.00~~	$ (1,635.08)	$ 2,808.92
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 18,728.50~~	$ (7,374.75)	$ 11,353.75

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/25/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"H"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Kirkwood Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 22,199.18~~	$ (7,021.45)	$ 15,177.73
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 22,199.18~~	$ (7,021.45)	$ 15,177.73

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 3,651.18~~	$ (2,650.00)	$ 1,001.18
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 9,248.00~~	$ (2,255.07)	$ 6,992.93
Contractual Services	~~$ 5,800.00~~	$ (218.66)	$ 5,581.34
Equipment	~~$ 3,500.00~~	$ (1,897.72)	$ 1,602.28
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 22,199.18~~	$ (7,021.45)	$ 15,177.73

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** "I"

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Newark Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 29,589.49~~	$ (12,924.66)	$ 16,664.83
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 29,589.49~~	$ (12,924.66)	$ 16,664.83

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 4,771.49~~	$ (3,594.57)	$ 1,176.92
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 11,853.00~~	$ (5,320.92)	$ 6,532.08
Contractual Services	~~$ 11,965.00~~	$ (3,009.17)	$ 8,955.83
Equipment	~~$ 500.00~~	$ (500.00)	$ -
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	~~$ 500.00~~	$ (500.00)	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 29,589.49~~	$ (12,924.66)	$ 16,664.83

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match:

Found in (ORG):

Ordinance Passed: 24-101

Date Revised: 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"J"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Route 9 Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 11,701.00~~	$ (5,981.02)	$ 5,719.98
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 11,701.00~~	$ (5,981.02)	$ 5,719.98

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 1,254.00~~	$ (1,082.65)	$ 171.35
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 5,447.00~~	$ (4,798.37)	$ 648.63
Contractual Services	~~$ 5,000.00~~	$ (100.00)	$ 4,900.00
Equipment	$ -	$ -	$ -
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 11,701.00~~	$ (5,981.02)	$ 5,719.98

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match:

Found in (ORG):

Ordinance Passed: 24-101

Date Revised: 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

DEPARTMENT: Community Services **EXHIBIT:** **"K"**

GRANT TITLE: FY2025 State Aid for Libraries **Ordinance No.** 25-155

PROGRAM TITLE: Woodlawn Library

Revenue	Current	Change	Revised
Federal	$ -	$ -	$ -
State	~~$ 17,639.00~~	$ (5,362.60)	$ 12,276.40
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	~~$ 17,639.00~~	$ (5,362.60)	$ 12,276.40

Expense	Current	Change	Revised
Salaries and Wages	$ -	$ -	$ -
Benefits	$ -	$ -	$ -
Training/Civic Affairs	~~$ 1,600.00~~	$ (1,549.65)	$ 50.35
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	~~$ 10,039.00~~	$ (3,317.78)	$ 6,721.22
Contractual Services	~~$ 6,000.00~~	$ (495.17)	$ 5,504.83
Equipment	$ -	$ -	$ -
Grants/Fixed Charges	$ -	$ -	$ -
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	~~$ 17,639.00~~	$ (5,362.60)	$ 12,276.40

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 7/1/2024

Estimated Program Completion: 3/30/2026

The Local Match: **Found in (ORG):**

Ordinance Passed: 24-101 **Date Revised:** 6/11/2024

PROGRAM DESCRIPTION:

To provide for statewide public library services and to encourage proper standards regarding personnel, hours of operation, library materials, collections and interlibrary resource sharing.

~~6/11/2024~~ 11/25/2025

Prime Sponsor(s): Mr. Hollins, Mr. Street
Requested by: Community Services
Date of introduction: November 25, 2025

ORDINANCE NO. 25-156

AMEND THE GRANTS BUDGET: APPROPRIATE ANTICIPATED FEDERAL FUNDS OF $9,640,323 FROM THE U.S. DEPARTMENT OF TREASURY TO THE SOCIAL IMPACT PARTNERSHIPS TO PAY FOR RESULTS ACT (SIPPRA) – THE FAMILY HOPE PROJECT GRANT, WHICH WILL BE ADMINISTERED BY THE DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF COMMUNITY DEVELOPMENT AND HOUSING

WHEREAS, the Family Housing Opportunities for Purposeful Empowerment Project ("The Family HOPE Project") - to implement the Social Impact Partnership to Pay for Results Act (the "Act"), which established a new grant demonstration program to encourage funding social programs that achieve results (the "SIPPRA program"); and

WHEREAS, the Family HOPE Project seeks to end family homelessness throughout Delaware by building on the evidence base for long-term subsidies for permanent housing as a solution for homelessness, while innovating on the deployment of rental assistance; and

WHEREAS, specific eligibility criteria are families who have (1) at least one adult age 19 and older, plus one or more child aged 15 and under (inclusive of pregnant caregivers); (2) household income less than 50% of AMI in NCC; and (3) not currently receiving a rental subsidy, housing voucher, or other form of public housing with no requirement that families need to be former residents of New Castle County; and

WHEREAS, the project will provide rental assistance, disbursed as direct cash payments, for 2 years to 120 families coupled with wraparound and case management services aiming to ameliorate families' housing cost burden, ultimately not exceeding contributions greater than 30% of their income toward housing costs; and

WHEREAS, the County Executive has determined that revenues anticipated to be received shall be sufficient to cover the increase in the Grants Budget as hereinafter amended; and

WHEREAS, Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Grants Budget, as adopted by Ordinance No. 75-173, is hereby amended by adding the material in Exhibit "A," which is underscored in its entirety, which is attached hereto and made a part hereof.

Section 2. This Ordinance shall become effective immediately upon its adoption by New Castle County Council and approval by the County Executive, or as otherwise provided by 9 *Del. C.* § 1156.

Section 3. It is the intent of County Council that the provisions of this Ordinance are effective retroactive to September 16, 2025.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, will appropriate anticipated federal funds of $9,640,323 from the U.S. Department of Treasury to the Social Impact Partnerships to Pay for Results Act (SIPPRA) – The Family HOPE Project Grant. This funding seeks to end family homelessness throughout Delaware by building on the evidence base for long-term subsidies for permanent housing as a solution to homelessness, while innovating on the deployment of rental assistance.

It is the intent of County Council that the provisions of this Ordinance are effective retroactive to September 16, 2025.

FISCAL NOTE: This Ordinance, if approved, will amend the Grants Budget by appropriating $9,640,323 from the U.S. Department of Treasury to the Social Impact Partnerships to Pay for Results Act (SIPPRA) – The Family HOPE Project Grant.

The project aims to show government savings through increased housing retention and avoidance of shelter stays, which will determine the amount of money released by the U.S. Department of Treasury. The County will be reimbursed for project expenses through the intermediary Family HOPE LLC. Tech Impact, the independent evaluator, will use algorithms and data analysis to evaluate the project's performance against a control group which will determine the project's success and the subsequent release of funds from the U.S. Department of Treasury.

The fiscal impact of this Ordinance, if approved, will be an increase in the authorized spending authority of the Grants Budget of $9,640,323. This increase will affect FY2026 through FY2033 since the targeted program completion date of the program is December 31, 2032. There will be no fiscal impact beyond FY2033 as a result of the grant award.

Acknowledged by the Chief Financial Officer November 14, 2025.

DEPARTMENT: Community Services **EXHIBIT:** "A"

GRANT TITLE: SIPPRA - The Family HOPE Project **Ordinance No.** 25-156

PROGRAM TITLE: SIPPRA - The Family HOPE Project

Revenue	Current	Change	Revised
Federal	$ 9,640,323.00	$ -	$ 9,640,323.00
State	$ -	$ -	$ -
County	$ -	$ -	$ -
Program Income	$ -	$ -	$ -
Other	$ -	$ -	$ -
Total	$ 9,640,323.00	$ -	$ 9,640,323.00

Expense	Current	Change	Revised
Salaries and Wages	$ 234,494.29	$ -	$ 234,494.29
Benefits	$ 132,172.71	$ -	$ 132,172.71
Training/Civic Affairs	$ -	$ -	$ -
Communication/Utilities	$ -	$ -	$ -
Materials/Supplies	$ -	$ -	$ -
Contractual Services	$ 3,164,112.00	$ -	$ 3,164,112.00
Equipment	$ -	$ -	$ -
Grants/Fixed Charges	$ 6,109,544.00	$ -	$ 6,109,544.00
Land and Structures	$ -	$ -	$ -
Contingency	$ -	$ -	$ -
Operating Transfer Charges	$ -	$ -	$ -
Operating Transfer Credits	$ -	$ -	$ -
Total	$ 9,640,323.00	$ -	$ 9,640,323.00

SUPPLEMENTAL INFORMATION

Estimated Program Initiation: 9/16/2025

Estimated Program Completion: 12/31/2032

The Local Match: **Found in (ORG):**

Ordinance Passed: **Date Revised:**

PROGRAM DESCRIPTION:

The SIPPRA Family HOPE Project, funded by the U.S. Department of the Treasury, seeks to end family homelessness throughout Delaware by building on the evidence base for long-term subsidies for permanent housing as a solution to homelessness, while innovating on the deployment of rental assistance.

11/25/2025

Prime Sponsor(s): Ms. Kilpatrick, Mr. Tackett
Requested by: Land Use
Date of introduction: November 25, 2025

SUBSTITUTE NO. 1 TO ORDINANCE NO. 25-157
TO AMEND CHAPTER 7 ("PROPERTY MAINTENANCE CODE")
OF THE NEW CASTLE COUNTY CODE

WHEREAS, New Castle County is charged with the responsibility to protect the health, safety and welfare of its citizens; and

WHEREAS, the Department of Land Use administers and enforces regulations pertaining to the condition and maintenance of property, structures and buildings to eliminate or prevent unsafe, unhealthy, unsanitary or substandard living conditions; and

WHEREAS, New Castle County Council has adopted prior editions of the International Property Maintenance Code, together with certain amendments set forth in Chapter 7 of the New Castle County Code; and

WHEREAS, the County desires to modernize its code enforcement by adopting the 2024 edition of the International Code Council's International Property Maintenance Code, subject to localized amendments and to build upon established enforcement mechanisms, administrative structures, and community-sensitive provisions; and

WHEREAS, adopting the 2024 International Property Maintenance Code, as amended, will promote uniform enforcement, address local conditions, and further safeguard the public health, safety, and welfare of the residents of New Castle County; and

WHEREAS, the adoption of the 2024 International Property Maintenance Code will help ensure consistency with nationally recognized standards and best practices for property maintenance; and

WHEREAS, New Castle County Council finds that the provisions of this Ordinance substantially advance and are rationally and reasonably related to legitimate government interests including, but not limited to, the protection and preservation of the public health, safety, prosperity, general welfare, and quality of life.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The table of contents for *New Castle County Code* Chapter 7 ("Property Maintenance Code") is deleted in its entirety and replaced with the following, which shall be considered underlined in its entirety:

Chapter 7

PROPERTY MAINTENANCE

Article 1. Property Maintenance Code

Sec. 7.01.001. Adoption of the 2004 International Property Maintenance Code.
Sec. 7.02.002. Amendments to the 2024 International Property Maintenance Code.

Chapter 1. Scope and Administration.
Chapter 2. Definitions.
Chapter 3. General Requirements.
Chapter 4. Light, Ventilation and Occupancy Limitations.
Chapter 5. Plumbing Facilities and Fixture Requirements.
Chapter 6. Mechanical and Electrical Requirements.
Chapter 7. Fire Safety Requirements.
Chapter 8. Referenced Standards.

Article 2. Registration and Payment of Fees for Vacant Premises

Sec. 7.02.001. General.
Sec. 7.02.002. Registration requirement; registration statement.
Sec. 7.02.003. Annual registration renewal and registration fees; waiver of fees.
Sec. 7.02.004. Failure to register; registration by Department.
Sec. 7.02.005. Appeal rights.
Sec. 7.02.004. Duty to maintain property.
Sec. 7.02.007. Creation of line for unpaid charges, fees and penalties.

Section 2. *New Castle County Code* Chapter 7 (“Property Maintenance Code”), Article 1 (“Standards for Property Maintenance”), is deleted in its entirety and replaced with the following, which shall be considered underlined in its entirety.

ARTICLE I. PROPERTY MAINTENANCE CODE

Sec. 7.01.001. Adoption of the 2024 International Property Maintenance Code.

The 2024 International Property Maintenance Code, published by the International Code Council, Inc., is hereby adopted as the *New Castle County Property Maintenance Code,* for the control of premises, buildings and structures as herein provided. All the sections, conditions, and terms of the *2024 International Property Maintenance Code,* are hereby referred to, adopted and made a part of this Chapter as if fully set out herein, with the additions, insertions, deletions, and changes, as prescribed in Sec. 7.01.002.

Sec. 7.01.002. Amendments to the 2024 International Property Maintenance Code.

Certain sections and subsections of the *2024 International Property Maintenance Code*, adopted in Sec. 7.01.001, are amended as described herein.

CHAPTER 1. SCOPE AND ADMINISTRATION

PART 1 – SCOPE AND APPLICATION

SECTION 101–SCOPE AND GENERAL REQUIREMENTS

101.1 *Title* is amended by deleting the subsection in its entirety and substituting the following:

101.1 *Title.* The provisions adopted herein, including the *2024 International Property Maintenance Code*, as those provisions may be amended from time to time, shall be known as the *New Castle County Property Maintenance Code*, and hereafter referred to as "this code."

101.2 *Scope* is amended by deleting the subsection in its entirety and substituting the following:

101.2 *Scope and Jurisdiction.* This code shall apply to all existing residential and non-residential structures and premises located in unincorporated New Castle County and in any of the incorporated municipalities that opt to have New Castle County provide property maintenance code enforcement services. This code constitutes the minimum requirements and standards for premises, structures, equipment and facilities for light, ventilation, space, heating, sanitation, protection from the elements, a reasonable level of safety from fire and other hazards, and for a reasonable level of sanitary maintenance; the responsibility of owners, an owner's authorized agent, operators and occupants, the occupancy of existing structures and premises, and for the administration, enforcement and penalties.

A new subsection 101.5 is added as follows:

101.5 *Intent*. The provisions of this code shall be construed to ensure to the greatest extent possible the public health, safety and welfare insofar that they are impacted by the condition, use, and occupancy of buildings, structures, premises, equipment, and systems.

A new subsection 101.6 is added as follows:

101.6 *No liability created*. Nothing in this code shall create any liability for loss or damage resulting from the failure of the County to perform any responsibility set forth in this code or obligate the County to make any appropriation or expend any money for any purpose set forth in this code.

A new subsection 101.7 is added as follows:

101.7 *Representation and indemnification*. The code official, employees charged with administration and enforcement of this code, and members of the Board of License, Inspection and Review who are subject to a civil or criminal action arising from the performance of his or her duties shall have a right to representation and indemnification pursuant to *New Castle County Code* § 2.03.200 ("Indemnification of County officers and employees").

A new subsection 101.8 is added as follows:

101.8 *Time*. For the purposes of computing time, the following rules apply.

101.8.1 *Computation*. When the period is stated in days or a longer unit of time:

1. exclude the day of the event that triggers the period;

2. count every day, including intermediate Saturdays, Sundays, and any other day the County is closed for business; and

3. include the last day of the period, but if the last day is a Saturday, Sunday, or any other day on which the County is closed for business, the period continues to run until the end of the next day when the County is open for business.

101.8.2 *Additional time after service by mail*. Whenever a person responsible is required to do some act within a prescribed period after being served with a decision, notice, order or directive, and service is by first class mail, 3 days shall be added to the prescribed period. This provision shall not apply if a date for such act is explicitly provided in the decision, notice, order or directive.

A new subsection 101.9 is added as follows:

101.9 *Number.* A word importing only the singular number may extend and be applied to several persons or things, as well as to one person or thing; a word importing only the plural number may extend and be applied to one person or thing, as well as to several persons or things.

SECTION 102–APPLICABILITY

102.3 *Application of other codes* is amended by deleting the subsection in its entirety and substituting the following:

102.3 *Application of other codes.* Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the provisions of *New Castle County Code* chapters 6, 12, 19, 38 and 40. Nothing in this code shall be construed to cancel, modify or set aside any provisions of chapter 40.

102.7 *Historic Buildings* is amended by deleting the subsection in its entirety and substituting the following:

102.7 *Historic Buildings*. The provisions of this code are not mandatory for existing buildings or structures designated as historic buildings where such buildings or structures are judged by the code official to be safe and in the public interest of health, safety and welfare and when the code provisions would otherwise affect the historic integrity of the structure, as determined in conjunction with the Historic Review Board. The provisions of this code shall not be construed to override statutes, laws, ordinances, rules or regulations with respect to the architectural or design integrity of buildings which have been designated as historic structures or which have historical significance, provided that such structures are maintained in good condition and repair and are not a threat to the health, welfare or safety of the occupants of the premises or the general public. This subsection is to be read and enforced in conjunction with subsection 102.7.1

A new subsection 102.7.1 is added as follows:

> 102.7.1 *Maintenance of property in historic overlay zoning districts–demolition by neglect.* The owner, lessee, or other person in charge of a structure or property in historic overlay zoning districts shall comply with all applicable codes, laws and regulations governing the maintenance of property, with the exception set forth in 102.7 (“Historic Buildings”). No officially designated historic structure or contributing structure on property within an historic overlay zoning district shall be allowed to deteriorate due to neglect by the owner, lessee or other person in charge. Demolition by neglect shall include any one or more of the following courses of action or inaction: a) deterioration of the structure's exterior to the extent that it creates or permits a hazardous or unsafe condition; b) deterioration of exterior walls or other vertical supports, roofs, chimneys, horizontal members, exterior wall elements including, but not limited to, wooden walls, brick, plaster or mortar to the extent that it adversely affects the character of the historic structure or could lead to irreversible damage to the structure; c) defective or insufficient weather protection for the exterior walls roofs foundations, doors and windows, including broken windows or doors and including lack of paint or other protective covering on exterior walls; or d) other appropriate property maintenance standards. The code official shall proactively inspect all properties subject to this subsection, twice annually, or as determined by the code official, from a list provided by the Historic Review Board, cite all violations as customary or as required in conjunction with the Historic Review Board as set forth above and promptly submit a written report on each violation with photographic documentation on each inspection to the Historic Review Board.

A new subsection 102.12 is added as follows:

102.12 *Effect upon suits, proceedings, rights, liabilities.* Nothing in this code shall be construed to affect any suit or proceeding pending in any court or any rights acquired or liability incurred or any causes of action acquired or existing, under any act or

ordinance hereby repealed, nor shall any just or legal right or remedy of any character be lost impaired or affected by this code.

A new subsection 102.13 is added as follows:

102.13 *Savings clause.* This code shall not affect violations of any other ordinance, code or regulation existing prior to the effective date hereof, and any such violation shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes or regulations in effect at the time the violation was committed.

PART 2 – ADMINISTRATION AND ENFORCEMENT

SECTION 103–CODE COMPLIANCE AGENCY

103.1 *Creation of Agency* is amended by deleting the subsection in its entirety and substituting the following:

103.1 *The Department of Land Use Code Official*. The Department of Land Use shall be in charge in the implementation, administration, and enforcement of the provisions of this code. The General Manager of the Department of Land Use, or person designated by the General Manager, shall be the code official for all purposes described in this code.

103.2 *Appointment* is amended by deleting the subsection in its entirety and substituting the following:

103.2 *Official Records.* The Department of Land Use shall keep official records as required by law.

103.3 *Deputies* is amended by deleting the subsection in its entirety and substituting the following:

103.3 *Deputies*. The code official may designate inspectors, code enforcement officers, deputy code officials, hearing officers, and other Department employees the power to discharge any aspect of the code official's power and authority necessary for the proper administration and enforcement of this code.

SECTION–104 FEES

104.1 *Fees* is amended by deleting the subsection in its entirety and substituting the following:

104.1 *Administrative fees*. The code official is authorized to establish fees for activities and services performed by the Department related to the implementation, administration and enforcement of this code.

104.2 *Refunds* is amended by deleting the subsection in its entirety and substituting the following:

104.2 *Refunds and waivers*. The code official is authorized to refund or waive administrative fees, in whole or in part, pursuant to Department policies and procedures.

A new subsection 104.3 is added as follows:

104.3 *In forma pauperis (IFP) status*. Upon receipt of an Application to Proceed without Prepaying Fees or Costs, the code official is authorized to grant an applicant IFP status for good cause shown and pursuant to Department policies and procedures.

A new subsection 104.4 is added as follows:

104.4 *Appendix.* Administrative fees shall be as stated in the Appendix. The Appendix shall be maintained by the Department and shall be amended from time to time as deemed necessary by the code official. Notice of any change to the Appendix shall be published on the New Castle County website at least 30 calendar days before such change is to be effective.

SECTION 105–DUTIES AND POWERS OF THE CODE OFFICIAL

A new subsection 105.2.4 is added as follows:

105.2.4 *Approved materials and equipment*. Materials, equipment and devices approved by the code official shall be constructed and installed in accordance with such approval.

A new subsection 105.2.4.1 is added as follows:

105.2.4.1 *Materials and equipment reuse*. Materials, equipment and devices shall not be reused unless such elements are in good working condition and approved.

105.5 *Notices and Orders* is amended by deleting the subsection in its entirety and substituting it with the following:

105.5 *Notices, orders and directives*. The code official is authorized to issue all necessary notices, orders and directives to ensure compliance with this code, a permit, certificate, or license issued by the code official, any report, detailed statement, or plan accepted and approved by the code official, and any written decision issued by the code official.

A new subsection 105.5.1 is added to read as follows:

105.5.1 *Corrections*. The code official may correct any mistake or error in a notice, order, directive, or decision arising from oversight or omission at any time on the code

official's own initiative or upon the request of the person subject to the notice, order, directive or decision.

105.6 *(Official Records)* is amended by deleting it in its entirety and substituting it with the following:

105.6 *Inspections.* The code official is authorized to conduct inspections or to accept reports of inspections by agencies or individuals approved by the code official. Reports of such inspections shall be in writing and certified by a responsible officer of such approved agency or by the responsible individual.

105.6.1 *Approvals* is amended by deleting the subsection in its entirety.

105.6.2 *Inspections* is amended by deleting the subsection in its entirety.

105.6.3 *Code alternatives and modifications* is amended by deleting the subsection in its entirety.

105.6.4 *Tests* is amended by deleting the subsection in its entirety.

105.6.5 *Fees* is amended by deleting the subsection in its entirety.

105.7 *Liability* is amended by deleting the subsection in its entirety and substituting the following:

105.7 *Administrative enforcement*. The code official is authorized to enforce violations of this code through an administrative enforcement process.

Subsection 105.7.1 *Legal Defense* is amended by deleting the subsection in its entirety.

A new subsection 105.7.1 is added as follows:

105.7.1 *Corrective measures*. The code official is authorized to compel correction of violations by ordering the person responsible to make corrective measures and establishing a compliance date for the completion of corrective measures.

A new subsection 105.7.2 is added as follows:

105.7.2 *Extensions.* The code official is authorized to grant compliance date extensions, in writing, for justifiable cause.

A new subsection 105.7.3 is added as follows:

105.7.3 *Abatement.* The code official is authorized to abate violations of this code or employ the necessary labor and materials to abate violations.

A new subsection 105.7.4 is added as follows:

105.7.4 *Demolition.* The code official is authorized to demolish, or employ the necessary labor and materials to demolish, a building or structure that is so old, dilapidated or has become so out of repair and is dangerous, unsafe, unsanitary and otherwise unfit for human habitation or occupancy.

A new subsection 105.7.5 is added as follows:

105.7.5 *Code enforcement fees*. The code official is authorized to assess code enforcement fees for violations of this code.

A new subsection 105.7.5.1 is added as follows:

105.7.5.1 *Refunds and waivers*. The code official is authorized to refund or waive code enforcement fees, in whole or in part, pursuant to Department policies and procedures.

A new subsection 105.7.6 is added as follows:

105.7.6 *Not in Good Standing designation.* The code official is authorized to designate a person as “Not in Good Standing” when such person is delinquent in the payment of monies owed to the County or has been found to be in violation of this code.

A new subsection 105.7.7 is added as follows:

105.7.7 *Withholding Department services*. The code official is authorized to withhold any Department service, or place conditions and limitations on any Department service, requested by any person with a “Not in Good Standing” designation.

A new subsection 105.7.8 is added as follows:

105.7.8 *Notice of Unpermitted Structure or Structure Without a Certificate of Occupancy.* The code official is authorized to record a document in the New Castle County Office of the Recorder of Deeds documenting a violation of building without a permit or occupying a structure without a certificate of occupancy.

A new subsection 105.7.9 is added as follows:

105.7.9 *Administrative reviews and appeals*. The code official is authorized to establish review and appeal process wherein a person responsible who is aggrieved by a decision of the code official may seek review of the code official’s decision.

105.8 *Approved materials and equipment* is amended by deleting the subsection in its entirety and substituting the following:

105.8 *Judicial proceedings.* The code official is authorized to institute, or cause the County Attorney to institute, a judicial proceeding in a court of competent jurisdiction against any person violating the provisions of this code to prevent, restrain, correct, abate, remove, or enjoin any violation of the provisions of this code.

105.8.1 *Materials and equipment reuse* is amended by deleting the subsection in its entirety.

A new subsection 105.9 is added to read as follows:

105.9 *Incidental Authority.* The code official is authorized to exercise any duty or power granted by any other section of this code or any provision of the *New Castle County Code* and shall have those duties and powers incidental to or necessary for the exercise of any duty or power explicitly granted.

SECTION 106–MEANS OF APPEAL is deleted in its entirety.

A new SECTION 106 is added as follows:

SECTION 106–VIOLATIONS

106.1 *Violation*. It shall be a violation to construct, repair, maintain, occupy, or use a building, structure, premises, equipment, or system, or part thereof, in violation of this code, a notice or order of the code official, a permit, certificate, or license issued by the code official, any report, detailed statement, or plan accepted and approved by the code official.

106.2 *State of mind.* There is strict liability for violations of this code. It shall be unnecessary to prove the state of mind of person responsible regarding the failure to comply with any provision of this code. Lack of knowledge of a code requirement shall neither be a defense nor a mitigating factor when determining remedial measures or the imposition of fines or code enforcement fees.

106.3 *Administrative enforcement*. Any person violating the provisions of this code may be subject to the administrative enforcement proceedings and penalties provided in this code.

106.3.1 *Administrative penalties not exclusive of other administrative penalties.* The imposition of an administrative penalty shall not preclude the code official's authority to impose any other administrative penalty.

106.4. *Criminal enforcement.* In addition to, or in lieu of, proceeding with administrative enforcement for a violation of this code, a code enforcement officer may bring criminal charges in the Justice of the Peace Court by issuing a summons to a person the officer has reasonable grounds to believe has committed a violation or offense of this code.

Only upon conviction shall the defendant have the right to appeal to the Court of Common Pleas.

106.4.1 *Dismissal of charges.* Any person subject to criminal proceedings under this code may avoid the same upon presenting sufficient evidence to the code enforcement officer to establish that the alleged violation has been corrected. If sufficient evidence is presented prior to trial, the County may enter a *nolle prosequi* with or without prejudice.

106.4.2 *Voluntary assessment*. Any summons issued by a code enforcement officer may provide that, in lieu of appearing in court, the offender may correct the offense(s) and remit a voluntary assessment of up to $200.00 for each offense cited. The summons may provide that each day such violation continues shall constitute a separate offense.

106.4.3 *Court imposed penalties.* Any person convicted of a violation of this code shall be subject to the following fines and may be subject to restitution or such other conditions as the court deems appropriate:

1. For the first conviction, the penalty shall be a fine of not less than $250.00 nor more than one thousand dollars $1,000.00.

2. For the second conviction for the same offense, the penalty shall be a fine of not less than $500.00, nor more than $2,500.00.

3. For all subsequent convictions for the same offense, the penalty shall be a fine of no less than $1,000.00 nor more $5,000.00. The unpaid fine amounts may be considered a tax lien and collected in the same manner as other County real estate taxes. "Fines" as used in this section shall also include any civil judgment awarded to the County thereof entered pursuant to 11 *Del. C.* § 4101 (Payment of fines, costs and restitution upon conviction), 25 *Del. C.* § 2901 et seq. (Liens of the State and/or its political subdivisions) or 9 *Del. C.* § 2907 et seq. (Abatement; creation of tax lien).

106.5 *Civil enforcement.* Any person violating the provisions of the code may be subject to a civil proceeding instituted by the County Attorney. In addition to available remedies at law, the County Attorney may apply for injunctive relief to prevent, abate, or enjoin any violation of the provisions of this code.

106.6 *Cost recovery/restitution*. In any administrative enforcement proceeding or judicial action, the County may seek the recovery of fines, code enforcement fees, actual damages, expert witness costs, court costs, prejudgment and post judgment interest, and reasonable attorney fees. The violator shall also be responsible for costs incurred by the County in preventing, abating, or enjoining code violations and the costs of demolishing buildings and structures.

106.7 *Additional Remedies*. Administrative enforcement proceedings and the imposition of administrative enforcement measures shall not preclude the Attorney General, County Attorney, or code official from instituting appropriate criminal or civil actions or proceedings to prevent, enjoin or abate any violation of the code.

SECTION 107–VIOLATIONS is deleted in its entirety.

A new SECTION 107 is added as follows:

SECTION 107–ADMINISTRATIVE ENFORCEMENT PROCEEDINGS AND PENALTIES

107.1 *Decisions, notice, orders and directives*. The code official shall issue such decisions, notices, orders and directives necessary for proper administration and enforcement of this code.

107.1.1 *Removal of notices, orders, and placards*. Posted notices, orders, and placards affixed on any building, structure, or equipment by the code official shall not be mutilated, destroyed or tampered with, or removed without authorization from the code official.

107.1.2 The removal of a notice, order or placard shall be a violation of this code and any person who defaces or removes a notice, order or placard without the approval of the code official shall be subject to the penalties provided by this section or a fine of up to $1,000 per occurrence.

107.1.3 The code official shall remove, or authorize the removal of notices, orders, and placards whenever the violation, defect or defects upon which the noticing action were based have been corrected

107.2 *Violation notice*. Whenever the code official determines that there has been a violation of this code, or has grounds to believe that a violation exists, a violation notice shall be issued to the person responsible.

107.2.1 *Exceptions*. A violation notice is not required in the following situations:

1. The violation is reoccurring and the person responsible was issued a violation notice for the same violation within the preceding one-year period calculated from the date of the violation notice.

2. The violation is continuous and the person responsible was issued a violation notice for the same violation regardless of the amount of time the violation remains uncorrected.

3. A violation exists or is reasonably believed to exist, because work is being done in an unsafe or dangerous manner, or jeopardizes the health, safety or

welfare of the public, or is being done (or was done) in the absence of a necessary permit, license, or registration.

4. The code official issues a notice, order, or placard pursuant to Section 108 (Stop Work Order), Section 109 (Unsafe Structures and Equipment), or Section 110 (Emergency Measures).

107.2.2 *Content of Violation Notices.* Violation notices shall include the following information:

1. Description of the property sufficient for identification;

2. Statement of the violation;

3. Correction order or directive to eliminate the violation;

4. A reasonable time for correction of a violation. If no compliance date is stated in the notice, the compliance date shall be deemed 15 days from the date of service;

5. A statement of the right to seek an administrative review of the notice;

6. Notice that failure to timely comply with the correction order may result in the County taking corrective measures and the assessment of code enforcement fees; and

7. Notice of the County's right to file a lien against the property for unpaid code enforcement fees.

107.3 *Method of Service.* Decisions, notices, orders, and directives issued by the code official shall be deemed to be properly served where a copy thereof is served upon the person responsible in accordance with one of the following methods:

1. Personally.

2. By first class mail to the last known address of the person responsible.

3. By certified or registered mail to the last known address of the person responsible.

4. Posted at the entrance or in a conspicuous place in or about the premises, building or structure on the property where the violation(s) exist.

5. Leaving it in the possession of an adult in apparent or actual charge of the premises, building, or structure.

6. Delivered in any other manner as prescribed by law for legal service. Corporations may be served by delivering the notice to the corporation's registered agent.

7. Service of notice upon the authorized agent or legal representative of the person responsible shall constitute service upon the person responsible.

8. After a violation notice is issued pursuant to one of above methods, decisions, notices, orders and directives may be served via electronic mail at the request of the person responsible.

107.4 *Proof of Service*. The person responsible for service of the decision, notice, order or directive is authorized to certify the method and date of service.

107.5 *Compliance date extensions.* Application for an extension of a compliance date may be made in writing to the code official.

107.5.1 *Justifiable cause required*. The applicant must demonstrate justifiable cause and explain all pertinent surrounding circumstances including reasons for the delay, plans for completion, and what actions the applicant has taken to correct the problem.

107.5.2 *Approval and conditions*. Extensions shall be at the discretion of the code official and shall be in writing. The code official may set conditions on any extension granted.

107.5.3 *Extension Fee*. A fee as set forth in the Appendix shall be charged for each extension.

107.6 *Inspections*. The code official shall perform necessary inspections to determine whether a violation has been timely corrected.

107.6.1 *Reinspection fees*. The code official is authorized impose a reinspection fee for each inspection that confirms the violation has not been corrected by the compliance date.

107.6.1.1 *No charge for the first reinspection*. The code official may impose a reinspection fee for each inspection after the second inspection that confirms the existence of the violation.

107.6.1.2 *Exception* for *citation penalties*. The code official shall not impose a reinspection fee if the violation is subject to the citation process and a civil penalty has been issued for the violation.

107.6.2 *New violation*. Any new violation found during a reinspection shall be separately noticed. A continuing violation shall not be considered a new violation.

107.7 *Occupancy not required*. The code official may issue a violation notice and assess administrative penalties regardless of whether the property owner resides upon the property, and regardless of whether the property is developed, occupied, or is a vacant lot.

107.8 *Requesting administrative review of a violation notice*. Any person receiving a violation notice may contest the existence of the violation by timely requesting an administrative review within the following timeframe:

1. Within 10 days of the date of the violation notice for violations subject to citation.

2. For all other violations, by the compliance date stated in the violation notice or if no compliance date is specified, within 10 days of the date of the violation notice.

107.8.1 *Review*. Violation notices shall be contested in writing in accordance with the provisions of 107.9.4.2

107.8.2 *Fee*. The applicable application review fee is stated in the Appendix and shall be waived if the applicant prevails on all issues under review.

107.9 *Violations subject to the citation process*. The code official is authorized to assess a civil penalty for any violation of the following subsections of this code that remain uncorrected after 10 days following the issuance of a violation notice:

302.1 Sanitation.
302.4 Prohibited growth of grass and weeds.
302.7 Accessory Structures.
302.8.3 Inoperable or unregistered vehicles.
302.8.4 Oversized vehicle parking.
302.8.6 Parking of vehicles.
302.10 Outside storage of household items.
302.11 Outside storage of debris.
302.12 Encroachment on sidewalk.
302.16 Portable temporary storage units.
303.1 Swimming pools.
308.1 Accumulation.
308.2 Disposal of rubbish.

107.9.1 *Continuing violation*. A civil penalty may be issued for any subsequent 10-day period in which the violation exists until the violation is corrected. The code official shall not be required to issue more than one violation notice for a continuing violation unless there is a change in ownership of the property.

107.9.2 *Civil penalty amount*. If the violation remains uncorrected, the civil penalty amount may increase with each subsequent citation in the following amounts:

1. $50.00 for the first citation.

2. Up to $75.00 for a second citation for the same violation issued within one year of the date of the violation notice.

3. Up to $100.00 for subsequent citations issued for the same violation within one year of the date of the violation notice.

4. The amount due shall double if not paid within 30 calendar days from the date of the citation.

107.9.3 *Exempt property*. Maintenance corporations established to maintain private open space and common facilities in residential subdivisions shall not be issued citations.

107.9.4 *Administrative review*. The person responsible may seek an administrative review of the assessment of civil penalty through the citation process.

107.9.4.1 *Time.* The request for review shall be submitted within 10 days from the date of assessment of the civil penalty.

107.9.4.2 *Review*. The civil penalty shall be contested in writing.

1. A detailed written explanation including any relevant information or evidence must timely be submitted by mail, uploaded online, or hand delivered to the New Castle County Government Center c/o Hearing Officer.

2. After the application deadline but prior to the issuance of the written decision, the hearing officer may accept supplemented material at the hearing officer's discretion.

3. Administrative reviews shall occur by the hearing officer's examination of the person responsible' s written submission, the citation and any other notices relating to the citation, including attachments thereto, that were previously served upon the person responsible and public records.

4. An in-person hearing may be requested at the time of application for good cause shown and granted at discretion of the hearing officer or as matter of reasonable accommodation.

5. The hearing officer shall issue a written decision within 20 days of receipt of the request for review.

107.9.4.3 *Review Fee*. The applicable fee is stated in the Appendix and shall be waived if the applicant prevails on all issues under review.

107.10 *Administrative review prior to imposition of administrative enforcement measures.* The code official is authorized to impose the following administrative enforcement measures and penalties for any violation of this code.

107.10.1 *Hearing required*. The person responsible shall be provided an opportunity to be heard at an administrative hearing to contest the violation prior to the imposition of the following administrative enforcement measures.

107.10.2 *Virtual hearings*. Administrative hearings shall be conducted virtually subject to Department policies and procedures. The person responsible shall be provided the opportunity to participate by telephone.

107.10.3 *In-person hearings*. A request for an in-person hearing may be granted for good cause shown, as matter of reasonable accommodation, or at the discretion of the hearing officer.

107.10.4 *Conduct of hearing*. Administrative review proceedings are informal but may be subject to rules of procedure for the conduct of the proceedings.

1. The person responsible may be self-represented, represented by counsel, or may be assisted by a spokesperson.

2. The hearing officer shall hear testimony and accept evidence from the Department regarding the reasons for issuance of the notice that is under review. The person responsible shall be provided an opportunity to cross-examine witnesses concerning any evidence that is used to support the issuance of the notice. The person responsible shall then be provided an opportunity to demonstrate that the notice was issued erroneously. The hearing officer may question any witness at any time.

3. The hearing shall proceed if the person responsible fails to appear upon a showing by the Department that proper notice was provided.

107.10.5 *Dismissal of action*. The hearing officer may dismiss the administrative enforcement action upon finding:

1. The violation did not occur.

2. The violation was timely corrected.

3. The true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted.

4. The notice contains an error of fact or law.

5. The provisions of this code do not fully apply.

6. An equivalent or better form of construction is proposed.

107.10.6 *Review fee*. The applicable review fee is stated in the Appendix and shall be waived if the person responsible prevails on all issues under review.

107.10.7 *Administrative decisions*. If the administration enforcement action is not dismissed following an administrative review, the hearing officer shall issue a written decision and detail the reasons for any adverse action taken and or that may occur absent compliance. The decision shall contain:

1. findings relied on by the hearing officer when rendering the decision; and

2. directives for the correction of the violation (if applicable).

107.11 *Administrative enforcement measures*. After the issuance of a written decision, the code official is authorized to impose any of the following measures if the person responsible fails to timely comply with the code official directives or orders.

107.11.1 *Civil penalties*. The code shall be authorized to issue a penalty assessment notice.

1. *Civil penalty amount for unlawful removal.* The removal of a notice, order, or placard shall be subject to a $1,000 civil penalty per occurrence.

2. *Civil penalty amount.* For other code violations, each day a violation continues the amount per violation shall be up to $100.

107.11.2 *Abatement.* The code official is authorized to issue abatement orders and notices to restrain, correct or abate a violation, to prevent illegal occupancy of a building, structure or premises, or to stop an illegal act, conduct, business or utilization of a building, structure or premises. If the person responsible for a premises fails to comply with an abatement order or notice within the time prescribed, the code official may cause the abatement of the violation either through an available public agency or by contract or arrangement with private persons.

107.11.3 *Demolition*. The code official is authorized to issue demolition orders and notices where any building or structure is so old, dilapidated or has become so out of repair and is dangerous, unsafe, unsanitary and otherwise unfit for human habitation or occupancy. If the person responsible for a premises fails to comply with a demolition order or notice within the time prescribed, the code official may cause the structure to be demolished or removed, either through an available public agency or by contract or arrangement with private persons

107.11.4 *Cost recovery*. The code official is authorized to pursue the recovery and collection of costs for the abatement of a violation or demolition of a building or structure.

107.11.4.1 *Recoverable Costs*. The person responsible for the building, structure, premises, equipment, or system shall be responsible for:

1. Costs associated with investigation, removal, remediation, sampling, monitoring, of the violation including the costs of reports, studies, and opinions prepared by design professionals, the institution and maintenance of temporary safeguards or emergency repairs, restoration of unsafe buildings, structures, equipment or systems, abatement, and demolition ordered by the code official.

2. Administrative fees for processing vendor requests and providing vendor services.

107.11.4.2 *Property lien*. Upon completion of remedial work, the person responsible shall be provided the opportunity to reimburse the County for recoverable costs. If the person responsible fails to reimburse the County within 30 days after notice requesting reimbursement is sent, such amount may be charged against the real estate upon which abatement or demolition occurred. Liens may be collected by any available legal recourse.

107.11.5 *Designating an entity as Not in Good Standing.* The code official is authorized to issue a notice designating a person as Not in Good Standing when such person is delinquent in the payment of monies owed to the County or has been found to be in violation of this code

107.11.5.1 *Withholding Department services*. The code official is authorized to withhold any Department service, or place conditions and limitations on any Department service, requested by any person that holds a Not in Good Standing designation (“person designated.”)

107.11.5.2 *Refusal to issue any further building permits or certificates of occupancy.* The code official may refuse to grant any further building permits or certificates of occupancy to the person designated, to any corporation, partnership, joint venture, or other legal entity with which the person designated has a controlling interest (controlling interest means the acquisition of sufficient dominance to determine the operational and financial policies of a corporation, partnership, committee, club or other organization, holding company, joint stock company, receivership, trust, or any legal entity organized for profit, including disposition of its assets or any interest representing more than 5% of a corporation, partnership, committee, club or other organization, holding company, joint stock company, receivership, trust, or any legal entity organized for profit), or to any business entity formed by the person designated in an attempt

to circumvent the effect of this penalty. The code official is authorized to withhold additional permits only until the person designated remedies the code violations.

107.11.6 *Notice of Unpermitted Structure or Structure Without a Certificate of Occupancy.* The code official is authorized to record a document in the Office of the Recorder of Deeds in and for New Castle County documenting a violation of building without a permit or occupying a structure without a certificate of occupancy.

107.11.6.1 *Notice required*. The code official shall provide notice of the intent to record the document to the person responsible no less than 20 days prior to recordation. Separate notice shall not be required if the code official includes the intent to record a document in any order, directive or decision.

107.11.7 *Measures specific to abandoned vehicles*. The code official is authorized to remove or cause the removal of an abandoned vehicle from private property pursuant to subsection 302.8.4 ("Towing inoperable, unregistered or abandoned vehicles from private property").

107.11.8 *Measures stated in this code*. The code official is authorized to impose any other measure provided in this code.

107.12 *Unpaid code enforcement fees*. Unpaid code enforcement fees assessed by the code official may be collected in the same manner as property taxes pursuant to 25 *Del. C.* § 2901 ("Liens of taxes and other charges; Notice of Lien"), 9 *Del. C.* § 2907 ("Abatement; creation of tax lien"), *New Castle County Code* § 14.02.004 ("Collection of code enforcement fees"), and applicable County polices & procedures.

107.13 *In forma pauperis (IFP) status*. If an applicant is financially unable to pay an administrative fee, the applicant may request that the code official grant the applicant IFP status.

107.13.1 *IFP application*. The applicant must fully complete the Application to Proceed without Prepaying Fees and provide an affidavit that contains the following information and statements:

1. The affiant's identity, source, and amount of all of the affiant's income.
2. Household income including spouse's income.
3. All real and personal property owned either individually or jointly.
4. All cash or bank accounts held either individually or jointly, any dependents of the affiant.
5. All debts and monthly expenses of the affiant.

6. A statement that the information in the affidavit is true, correct, and complete and made under penalty of perjury.

7. A statement that the affiant agrees that intentionally omitting or falsifying information on the affidavit shall result in denial of the fee waiver request.

107.13.2 *Good cause shown*. The code official may request additional information or documentation from the applicant as the code official deems necessary to demonstrate the applicant's need for the fee waiver. An applicant's failure to demonstrate good cause or to provide requested information shall result in denial of the fee waiver request.

107.13.3 *Validity*. A fee waiver shall be valid through the continuation of the same matter. An applicant must submit a fee waiver request for each new matter.

107.14 *Stays of administrative enforcement measures*. A person responsible may request a stay of the imposition of administrative enforcement measures while a decision of the code official is undergoing administrative or judicial review. A written request must be submitted to the code official.

107.14.1 *Approval*. The stay shall be considered automatically approved on the day received by the code official unless the code official determines that granting the stay would jeopardize the health, safety or welfare of the public and notifies the applicant of the denial of the stay within 20 days of the stay request.

107.14.2 *Duration of stay*. The stay shall remain in place until the resolution of the administrative or judicial review of the matter and the expiration of any applicable appeal period.

107.14.3 *Operation of stay.* The code official shall not impose any administrative enforcement measures for the matter during the stay.

1. *Exception.* The code official may impose any administrative enforcement measure the code official determines is necessary to protect the health safety and welfare of the public.

107.14.4 *Limits of stay; no retroactivity*. A stay shall not operate to eliminate or reduce code enforcement fees incurred prior to placement of the stay or limit the code official's authority to pursue enforcement regarding any other violation not specifically part of the matter under administrative or judicial review.

SECTION 108–STOP WORK ORDER

108.4 *Failure to comply* is amended by deleting the subsection in its entirety and substituting the following:

108.4 *Failure to comply.* Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to any of the enforcement actions available in this code.

SECTION 109–UNSAFE STRUCTURES AND EQUIPMENT

109.1.1 *Unsafe Structures* is amended by deleting the subsection in its entirety and substituting the following:

> 109.1.1 *Unsafe Structures.* An unsafe structure is one that is found to be hazardous to the life, health, property or safety of the public or the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is dangerous. All unsafe structures shall be taken down and removed or made safe and secure as deemed necessary by the code official and as provided for in this code.

109.1.2 *Unsafe equipment* is amended by deleting the subsection in its entirety and substituting the following:

> 109.1.2 *Unsafe equipment.* Unsafe equipment includes any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers or other equipment on the premises or within the structure that is in such disrepair or condition that such equipment is a hazard to life, health, property or safety of the public or occupants of the premises or structure. All equipment deemed unsafe by the code official shall not be operated after the date stated in the notice of violation unless the required repairs or changes have been made and the equipment has been approved.

109.1.3 *Structure unfit for human occupancy* is amended by deleting the subsection in its entirety and substituting the following:

> 109.1.3 *Structure unfit for human occupancy*. A structure is unfit for human occupancy whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is insanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this code, or because the location of the structure constitutes a hazard to the occupants of the structure or to the public. All unfit structures shall be made fit and safe as deemed necessary by the code official and as provided for in this code.

109.1.4 *Unlawful structure* is amended is amended by deleting the subsection in its entirety and substituting the following:

109.1.4 *Unlawful structure.* An unlawful structure is one found in whole or in part to be occupied by more persons than permitted under this code, or was erected, altered or occupied contrary to law. All unlawful structures shall be made lawful.

109.2 *Closing of vacant structures* is amended by deleting the subsection in its entirety and substituting the following:

109.2 *Closing of structures*. If the structure is unfit for human habitation and occupancy, the code official is authorized to post a placard of condemnation on the premises and order the structure closed up so as not to be an attractive nuisance. Upon failure of the person responsible to close up the premises within the time specified in the order, the code official shall cause the premises to be closed and secured through any available public agency or by contract or arrangement by private persons and the cost thereof shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate and collected by any other legal resource.

109.4 *Notice* is amended by deleting the subsection in its entirety.

109.4.1 *Form* is amended by deleting the subsection in its entirety.

109.4.2 *Method of service* is amended by deleting the subsection in its entirety.

109.6 *Transfer of ownership* is amended by deleting the subsection in its entirety.

109.7.1 Placard removal is amended by deleting the subsection in its entirety.

A new subsection 109.8.1 is added to read as follows:

109.8.1 *Written approval necessary*. No structure or premises which has been declared as unsafe, unlawful, or unfit shall be occupied until the defects have been eliminated, written approval of the code official is obtained, and the placard is removed by the code official.

A new subsection 109.9.1 is added to read as follows:

109.9.1 *Costs*. In addition to any other remedy, upon failure of the person responsible to comply with the notice of violation within the time given, the code official is authorized to eliminate any violation, unsafe or unfit condition, or demolish any unsafe or unfit structure through any available public agency or by contract or arrangement with private persons and the cost thereof shall be charged against the parcel and shall constitute a lien upon such real estate and may be collected by any other legal resource.

A new subsection 109.10 is added to read as follows:

109.10 *Restricted Entry*. Property owners, their representatives and contractors may enter a placarded property that has been declared as unsafe, unlawful, or unfit, from 7 a.m. to 7 p.m., solely to eliminate defects to make the premises habitable. Entry onto the property outside of these hours must be approved in advance in writing by the code official.

A new subsection 109.11 is added to read as follows:

109.11 *Rule to Show Cause hearing*. If an unsafe, unlawful, unfit or unsanitary condition is found in a building, structure, or upon the premises, the code official shall serve on the owner, agent, or person in control of the structure, a written notice that describes the condition deemed unsafe, unlawful, unfit or unsanitary and specifies the required repairs or improvements, or demolitions necessary to render the building, structure, or premises safe and secure. Such notice shall require the persons thus notified to appear within no more than 10 days at a specified time in the Department, to show cause why the said building, structure, or premises should not be made safe and secure or be repaired, improved, or demolished as deemed necessary by the code official.

SECTION 110–EMERGENCY MEASURES

A new subsection 110.1.1 is added to read as follows:

110.1.1 *Imminent danger of demolition by neglect of designated historic structures or contributing structures in historic overlay zoning districts.* If it is determined by the code official after consultation with, and a decision by, the Historic Review Board, that there is imminent danger of the loss of a designated historic structure or contributing structure or a feature that contributes to the historic integrity of a structure within a historic overlay zoning district via demolition by neglect, and after prior required notice and an opportunity to cure as set forth elsewhere in this code and in chapter 40 of the *New Castle County Code*, the County Attorney may be requested to seek injunctive relief deemed necessary and appropriate to preserve the structure and/or to pursue emergency repairs pursuant to this section.

110.6 *Hearing* is amended by deleting the subsection in its entirety and substituting the following:

110.6 *Hearing*. Any person ordered to take emergency measures shall comply with such order forthwith. Any affected person shall thereafter, upon application to the code official, be afforded an administrative hearing.

SECTION 111–DEMOLITION

111.1 *General* is amended by deleting the subsection in its entirety and substituting the following:

111.1 *General*. When the code official determines that a structure is dangerous, unsafe, unsanitary, unlawful or otherwise unfit for human habitation or occupancy the following options are available to the code official:

1. The code official is authorized to order the owner or owner's authorized agent to make repairs sufficient to make the structure safe and sanitary. If there has been a cessation of repairs for a period of more than one year, the structure may be ordered demolished and removed.

2. The code official is permitted to order the owner or owner's authorized agent to demolish and remove the structure.

111.2 *Notices and orders* is amended by deleting the subsection in its entirety.

A new SECTION 112 is added as follows:

SECTION 112–TEMPORARY HOUSING

112 *Temporary Emergency Housing in a Residential District.* Temporary emergency housing may be placed in a residential district to provide temporary occupancy as living quarters for persons who have been displaced from their primary residence as the result of substantial damage thereto as the result of a declared natural disaster, subject to 302.8.6 ("Recreational vehicle") and 302.8.7 ("Parking of vehicles") and the following conditions:

1. The residential dwelling or dwelling unit, building, structure, or premises used as primary living quarters on the impacted parcel was lawfully established and has incurred such substantial damage as the result of a declared natural disaster to cause it to be deemed uninhabitable as determined by the code official based on verifiable evidence provided by the applicant to the code official. This may include an inspection report by an official of a federal or state agency or the code official.

2. Temporary emergency housing may be approved for placement on an impacted parcel for an initial term of 180 days. The permit fee associated with this temporary use only is waived. Within this initial term, a building permit must be applied for to repair the damage caused by the declared natural disaster to make the residential dwelling or dwelling unit, building, structure, or premises used as primary living quarters habitable. This building permit shall also serve as a temporary permit for temporary emergency housing. To obtain a permit, the applicant shall file an application on a form furnished by the code official for that purpose.

3. Subsequent to the initial term of 180 days, the temporary emergency housing may be approved by the code official for additional extensions, without a charge

therefore, of up to 90 days each for good cause as determined by the code official.

4. Only one temporary emergency housing unit may be placed on each impacted parcel, and the temporary emergency housing unit may only be occupied as temporary emergency primary living quarters by County residents who have been displaced from their primary residence on the impacted parcel as the result of a declared natural disaster.

5. Temporary emergency housing shall be subject to inspection as determined to be necessary by the code official to ensure compliance with this code and any other applicable law.

A new SECTION 113 is added as follows:

SECTION 113–APPEAL OF ADMINISTRATIVE DECISIONS

113.1 *The Board of License, Inspection and Review*. The Board shall hear and decide an appeal timely filed by any person aggrieved by the code official's final decision regarding the issuance, transfer, renewal, refusal, suspension, revocation, or cancellation of any County license, or regarding any notice, order or other action as a result of any County inspection affecting him or her directly.

113.2 *Application*. An application shall be filed with the code official within 20 days of the date the administrative decision is issued from which the appeal is made.

113.2.1 *Fee*. An appeal is not considered filed unless the appeal fee is paid, the code official previously granted the applicant IFP status in the matter, or a completed Application to Proceed without Prepaying Fees or Costs and affidavit consistent with the provisions of 107.13.1 ("IFP application") is submitted to the Board.

113.2.2 *Basis of appeal*. The application shall clearly identify the decision that is being appealed and the reasons for the appeal. The Applicant must demonstrate that the code official's action was arbitrary and capricious or contrary to law. The applicant should be prepared to demonstrate that:

1. the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted by the code official;

2. the code official made an error of fact or law;

3. the provisions of this code do not fully apply;

4. a civil penalty amount was calculated incorrectly; or

5. abatement costs were calculated incorrectly.

113.3 *Rules and procedures*. Persons appearing before the Board shall comply with Board's Rules of Procedure.

113.4 *Hearings*. All hearings shall follow the Board's Rules of Procedure. The Board shall hear any evidence which either party may desire to offer subject to reasonable time limits and relevance of the evidence to the issues properly before the Board.

113.5 *Authority on appeal*. The Board may affirm, modify, reverse, vacate or revoke the action from which the appeal was taken to it. The Board shall not have the authority to waive any requirement of the *New Castle County Code*.

113.6 *Written decision*. The Board shall render a written decision which shall be subject to review pursuant to the petitioner filing a petition for *writ of certiorari* with the Superior Court of Delaware.

113.7 *Costs of record preparation*. Any party seeking review of a Board decision by the Delaware Superior Court shall be responsible for the costs incurred by the Department for preparation of the record.

113.8 *IFP status*. The Board Chair may grant IFP status and waive the appeal fee and costs required by this section for good cause shown and consistent with Department policies and procedures. The Board Chair may request additional information or documentation from the applicant that the Chair deems necessary to demonstrate the applicant's need for the fee waiver. An applicant's failure to demonstrate good cause or to provide requested information shall result in denial of the fee waiver request.

CHAPTER 2. DEFINITIONS

SECTION 201–GENERAL

201.3 *Terms defined in other codes* is amended by deleting the subsection in its entirety and substituting the following:

201.3 *Terms defined in other codes*. Where terms are not defined in this code and are defined in the International Building Code, International Existing Building Code, State of Delaware Fire Prevention Regulations, International Fuel Gas Code, International Mechanical Code, International Plumbing Code, International Residential Code, as adopted by New Castle County, or chapters 6, 12, 19, 38 or 40 of the *New Castle County Code*, such terms shall have the meanings ascribed to them as stated in those codes.

SECTION 202–GENERAL DEFINITIONS

SECTION 202–GENERAL DEFINITIONS is amended by adding the following definitions:

Accessory Structure. A building or structure detached from a principal building located on the same lot, and which is customarily incidental and subordinate to the principal use or building.

Accumulation. Any condition that includes the holding, storing, stockpiling, amassing, gathering or mere presence, without regard to whether the act of accumulating was done by the property owner or another with or without the permission of the property owner.

Administrative Hearing. A hearing held before the code official, or a hearing officer designated by the code official.

Boat. Any sailing vessel that is designed or intended to operate on any body of water and can be propelled by such motive power as oars, paddles, wind or engine.

Building Code Official. The code official.

Clear water. Storm water, groundwater, roof run-off, yard drainage, yard fountain, hot tub or pool drainage, pond overflow or any substance other than sanitary sewage.

Code Official. The General Manager of the Department of Land Use, or the person designated by the General Manager.

Code enforcement fees. Code enforcement fees include the following:

1. Citations and other civil penalties imposed by the code official.

2. Costs associated with investigation, removal, remediation, or abatement of violations including the costs of reports, studies, and opinions prepared by design professionals, the institution and maintenance of temporary safeguards or emergency repairs, restoration of unsafe buildings, structures, equipment or systems, or demolition ordered or deemed necessary by the code official.

3. Administrative fees required by this code.

4. Costs associated with the collection of bond proceeds.

Commercial business. Any enterprise other than an agricultural enterprise or industrial business and may include but is not limited to wholesale, retail and other mercantile activities, office buildings, hotel or motel structures, shopping centers and department stores. The term "commercial business" also includes activities related to tourism and recreational facilities.

Condemn. To determine a structure or equipment to be unsafe or when a structure is found unfit for human occupancy, or unlawful.

Corrective maintenance. Maintenance to be undertaken following the detection of deterioration of the primary load bearing system or the façade with the goal of remediating conditions reported by the design professional.

Continuing violation. Any violation that remains uncorrected or where the same violation reoccurs within a twelve-month period.

County. New Castle County, Delaware.

Debris. Material which is stored externally and exposed to the elements or covered with tarps or plastic including, but is not limited to: indoor furniture, household items, goods, appliance, and appliance parts, inoperative or discarded machinery, automobiles, automobile parts, tires, airplane and helicopter parts, refuse, rubbish, garbage, trash or junk, broken concrete, bricks, blocks or other mineral matter, bottles and cans, scrap or discarded lumber, wood (other than stacked firewood for use on the premises), pallets, pipe, steel, paper, cardboard, insulation, and other building materials.

Demolish or demolition. The razing or destruction, whether entirely or in part, of a building, structure, site, or object. Demolition includes the removal of a building, structure, or object from its site, the removal or destruction of the facade or surface, or the alteration to such an extent that repair is not feasible or is so costly so as to be prohibitive, rendering the property unfit for use. Demolition shall also include demolition by neglect as defined in Chapter 40 of the *New Castle County Code*.

Department. The Department of Land Use.

Department of Land Use. The New Castle County Department of Land Use.

Department of Public Works. The New Castle County Department of Public Works.

Developed parcel. Any improved parcel of land that has one or more residential, office, commercial or industrial structures located thereon.

Disaster declaration. A formal statement by the President of the United States, the Governor of the State of Delaware, or the County Executive of New Castle County that a disaster or emergency situation exists within New Castle County, which may be referred to as a "declared natural disaster."

Domestic animal. A dog, cat, or other animal, the keeping of which is not otherwise prohibited, that has been raised or maintained in confinement or otherwise domesticated as to live in a tame condition.

Dumpster. Any container or bin capable of storing, transporting, receiving, hauling, or emptying over 150 gallons of garbage, trash, refuse, waste, or materials including, but not limited to, commercially available roll-off units.

Dwelling or Dwelling unit. A single unit providing complete, independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation excluding lodging facilities.

Façade. All areas on the exterior of a building including all exterior walls and exterior wall covering; without limitation, a façade further includes cornices, belt courses, corbels, terra cotta trim, wall facings, and other decorative features, parapets, architectural trim and embellishments, and all connected or attached appurtenances such as balconies and decks, and attached handrails, fire escapes, chimneys, hanging air conditioners, and window washing and exterior maintenance systems.

Family. Any number of individuals legally related through blood, marriage, adoption, or guardianship including individuals placed for foster care by an authorized agency, or up to four unrelated individuals living and cooking together and functioning as a single housekeeping unit using certain room and housekeeping facilities in common.

Good standing. At the time of a request of any service from the Department, an individual or legal entity is neither delinquent in the payment of monies owed to the County or has a pending, open, or unresolved violation of the New Castle County Code.

Grade plane. A reference plane representing the average of finished ground level adjoining the building at exterior walls. Where the finished ground level slopes away from the exterior walls, the reference plane shall be established by the lowest points within the area between the building and the lot line or, where the lot line is more than 6 feet from the building, between the building

Grass. Any of various plants having narrow leaves, hollow jointed stems, and spikes or clusters of membranous flowers borne in smaller spikelets.

In forma pauperis (IFP) status. A status granted by the code official or the Chair of the Board of License, Inspection or Review allowing an applicant to request an administrative hearing or appeal without paying the required administrative fee.

License. Any license, certificate, or permit required by statute, ordinance, or regulation to be obtained from any County department or board as a prerequisite to engaging in any activity.

New Castle County Register of Historic and Architectural Heritage. Any building that is listed on the National Register of Historic Places, or meets the criteria to be listed on the National Register of Historic Places, satisfies the criteria for designation as a historic resource in Chapter 40, Article 15 of the New Castle County Code or identified in the New Castle County Historic Sites working list contained in the Appendix of this code.

Not in Good Standing. A designation made by the code official upon a finding that an individual or legal entity is delinquent in the payment of monies owed to the County or has a pending, open, or unresolved violation of the New Castle County Code.

Noxious Weed. A plant species designated as noxious weeds by the State of Delaware, including, but not limited to, Johnsongrass *(Sorghum halepense),* Canadian Thistle *(Cirsium arvense),* Burcucumber *(Sicyos angulatus)* and Giant Ragweed *(Amrosia trifida).*

Oversized Vehicle. Any vehicle or off-highway vehicle (excluding recreational vehicles and boats) the length of which is greater than 240 inches or the width of which is over 84 inches or the height of which is over 84 inches or the weight of which exceeds eight thousand 8,000 pounds.

Owner's authorized agent. An individual or legal entity that the property owner has formally designated in writing or by agreement to act on the owner's behalf with specific authority. A tenant is not considered an owner's authorized agent. Property managers, licensed contractors, real estate agents, leasing agents and attorneys can act as an owner's authorized agent.

Parcel. A lot or piece of land separately identified by a tax assessment parcel number issued by the County.

Person. An individual, corporation, company, firm, partnership, association, or other business entity and any group acting as a unit including builder(s), developer(s), owner(s), or contractor(s).

Person responsible. A person having apparent or actual charge, care or control of the building, structure, premises, equipment, or system, or an authorized agent or legal representative or such person. The following persons shall be considered the person responsible:

1. Permit holder for violations of a permit or notices and orders related to a permit.

2. Licensee for violations of a license or notices and orders related to a license.

3. Property owner or owner's authorized agent for violations where a permit holder or licensee is not responsible or if responsibility is attributed to both the property owner and the permit holder or licensee.

Primary load bearing system ("PLBS"). The assemblage of structural components within a building comprised of columns, beams, and/or bracing that by contiguous interconnection form a path by which external and internal forces applied to the building are delivered to the foundation.

Recreational vehicle. A vehicle designed for or used as temporary living quarters for recreational, camping, vacation or travel use, or for temporary emergency housing as the result of a declared natural disaster (subject to Section 113., Section 202., and Sections 302.8.5. through 302.8.6.), including, but not limited to, house trailers, travel

trailers, motor homes, self-propelled campers, or any other motor vehicle with permanent camper components. Living quarters shall include sleeping, cooking and lavatory facilities.

Residential district. Any property or group of properties designated by a residential zoning classification on the official New Castle County zoning maps.

Rubbish. Combustible and noncombustible waste materials and trash and debris, except garbage; the term shall include, but is not limited to, the residue from the burning of wood, coal, coke and other combustible materials, paper, rags, cartons, boxes, wood, excelsior, rubber, leather, tree branches (except in incorporated areas that have adopted a forest stewardship policy which encourages fallen trees, tree limbs and tree branches to remain for return to organic matter), yard trimmings, cans, metals, mineral matter, glass, crockery and dust and other similar materials.

Self-contained portable toilets. One or more commercially manufactured or assembled self-contained toilet facility that is portable and is not designed or intended for connection to a sewer system with a standard connection. Portable toilets shall include, but not be limited to, water flush toilets or chemical toilets that have watertight, impervious pails or tanks containing a chemical solution placed immediately beneath the seat or urinal and a pipe or conduit connecting the riser with the tank.

Storage. The temporary storing, holding, keeping or stockpiling

Structure. That which is built or constructed or a portion thereof, including, but not limited to, buildings for any occupancy or use whatsoever, fences, signs, billboards, fire escapes, chute escapes, railings, water tanks, swimming pools, towers, steps, walkways, tents or anything erected and framed to a structure or structural parts fastened, anchored or resting on a permanent foundation or on the ground.

System. Building systems such as mechanical, fuel gas, plumbing, sewer, on-lot septic, or similar systems, as well as public and private sewer systems including collection and transmission lines.

Temporary emergency housing. A recreational vehicle used for temporary occupancy as primary living quarters as the result of a declared natural disaster, as formally recognized by a disaster declaration, that has resulted in such severe damage as to make a residential dwelling or dwelling unit, building, structure, or premises used as the primary residence temporarily uninhabitable, as determined by the Department.

Undeveloped parcel. Any unimproved or partially improved parcel which has no residential, office, commercial, or manufacturing/industrial buildings located thereon.

Unsafe. Buildings, structures or equipment that are unsanitary, or that are deficient due to inadequate means of egress facilities, inadequate light and ventilation, or that constitute a fire hazard, or in which the structure or individual structural members meet

the definition of “Dangerous” or that are otherwise dangerous to human life or the public welfare, or that involve illegal or improper occupancy or inadequate maintenance shall be deemed unsafe. A vacant structure that is not secured against entry shall be deemed unsafe.

Vacant premises. Any premises intended for residential or commercial use which is not currently occupied or in use.

Weed. All grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

Wooded. That portion of a parcel that is densely covered with growing trees, including but not limited to, a mature or young forest or critical natural are

CHAPTER 3. GENERAL REQUIREMENTS

SECTION 301–GENERAL

301.1 *Scope* is amended by deleting the subsection in its entirety and substituting the following:

301.1 *Scope.* The provisions of this chapter shall govern the minimum conditions and the responsibilities of persons for maintenance of structures, equipment and exterior property. This chapter is not intended to supersede any requirements of any other statute, law, ordinance, rule or regulation with respect to historic structure or premises.

SECTION 302–EXTERIOR PROPERTY AREAS

302.1 *Sanitation* is amended by deleting the subsection in its entirety and substituting the following:

302.1 *Sanitation*. Exterior property and premises shall be maintained in a clean, safe and sanitary condition, free from the accumulation of any feces. The occupant shall keep that part of the exterior property that such occupant occupies or controls in a clean and sanitary condition. The storage and use of horse manure shall be exempt from this provision.

302.4 *Weeds* is amended by deleting the subsection in its entirety and substituting the following:

302.4 *Prohibited growth of weeds and grass.*

302.4.1 *Undeveloped parcels.* Weeds and grass on undeveloped parcels adjacent to developed parcels shall be no greater than 8 inches high within 20 feet of any property line. Any parcel shown on a land development plan in any residential zoning

district shall be considered a developed parcel if any lot located on the plan has received a certificate of occupancy.

302.4.2 *Developed parcels.* Weeds and grass on developed parcels shall be no more than 8 inches high; provided, however, on a parcel of land that is larger than 1 acre and has a building lot coverage of less than 5 percent, weeds and grass shall be no more than 8 inches high within 20 feet of any property line.

302.4.3 *Exceptions.* Weeds do not include:

1 shrubs and trees,

2. a wildflower meadow maintained and located no less than 10 feet from any property line, and

3. bamboo from the genera Phyllostachys, Pseudosasa, and Bambusa.

302.4.4 *Application of section to multiple adjacent undeveloped parcels*. If an owner holds title to more than 1 parcel and such parcels are adjacent to each other, sharing a common property line, such parcels may be considered as one parcel for purposes of the application of this section.

302.4.5 *Annual mowing required.* Notwithstanding any other provision of this code, an owner or possessor of a parcel shall be required to mow such parcel at least once a year, on or before September 30th, if such parcel contains a population of environmentally invasive plants, identified in Appendix III of chapter 40 of the *New Castle County Code* significant enough in volume, number or size to cause harm to neighboring properties.

302.4.6 *Application to agricultural parcels.* This section shall not apply to any parcel that is a farm or property used exclusively for agricultural purposes.

302.4.7 *Natural Resource Area Plan.* This section shall not apply to any parcel or portion thereof to the extent that it conflicts with a County or State approved plan, including, but not limited to, a landscape plan, record plan, reforestation plan or natural resource area management plan.

302.4.8 *Ornamental shrubs and trees.* Ornamental shrubs and trees shall be maintained in good order and condition.

302.4.8.1 *Trees*. Outside of wooded areas, all trees shall be free from dead limbs or branches, and dead trees shall be removed.

302.4.8.2 *Shrubbery*. All shrubbery shall be maintained so as not to encroach upon or extend beyond the line of any walkway or driveway. All shrubbery shall be trimmed from blocking any doors or hatchways.

302.4.9 *Noxious weeds.* Noxious weeds shall not be allowed to exceed 24 inches in height or to produce seed. Except as otherwise recommended by the Delaware Department of Agriculture, noxious weeds shall be controlled and/or eradicated through mowing and the proper application of an herbicide approved by the Delaware Department of Agriculture. Application shall occur between the rosette and bud stages (or boot stage for perennial grasses classified as weeds), but in no event later than May 30th of each year. Additional treatment shall be required later in the year as needed to control and/or eradicate the noxious weeds.

302.4.10 *Pollinator gardens and rain gardens.*

302.4.10.1 *General.* Pollinator gardens and rain gardens are encouraged in residential and commercial properties to foster water conservation, lower maintenance costs, prevent excessive herbicide use, and create habitat for wildlife and pollinators to enhance our natural ecosystem. This subsection does not supersede, or override rules and regulations set by home-owners associations, maintenance corporations, or other such organizations that serve a similar purpose.

302.4.10.2 Pollinator gardens must contain at least two pollinator-friendly species.

302.4.10.3 Plants used to make up a pollinator garden or rain garden shall come from the native plant lists maintained by the Delaware Department of Natural Resources and Environmental Control, and the Delaware Department of Agriculture.

302.4.10.4 Plants included in the “Plants to Avoid” list contained in the Appendix 3 of chapter 40 of the *New Castle County Code* are prohibited.

302.4.10.5 *Definitions*. The following words, terms, or phrases shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Pollinator garden. A type of garden designed with the intent of growing specific nectar and pollen-producing plants, in a manner that attracts pollinating insects known as pollinators. Pollinator gardens must include edging to differentiate from the surrounding landscape.

Rain garden. A type of planted area created to mimic a natural water retention area and is planted with a diversity of woody or herbaceous Vegetation, to which stormwater is directed to promote infiltration or evapotranspiration.

Garden edging. A durable material that creates a distinct separation from the adjacent surface.

302.4.10.6 *Setbacks.* Pollinator gardens and rain gardens must comply with the following setbacks:

1. Principal building*:* 3 feet.

2. Street yard*:* 10 feet.

3. Rear yard*:* 3 feet.

4. Side yard*:* 3 feet.

5 Corner lots*:* 25 feet of the property lines so as not to obstruct the visibility of pedestrian or vehicular traffic.

6. Measurement of the setback for pollinator gardens shall be to the edging material.

302.4.10.7 *Coverage.*

1. Pollinator gardens and rain gardens shall be no more than 25% of the area of the street yard of the principal building.

2. Pollinator gardens and rain gardens shall be no more than 50% of the area of the rear yard.

3. *Exception.* Pollinator gardens and rain gardens may exceed the above percentages if it is certified by the Delaware Nature Society as a pollinator benefiting garden or landscape. Setbacks and garden edging as defined in this section are required.

302.4.10.8 *Side yard limitation.*

1. Pollinator gardens and rain gardens are not permitted in the side yards.

2. *Exception*. Pollinator gardens and rain gardens may be permitted up to 25% of the area of the side yard if it is certified by the Delaware Nature Society as a pollinator benefiting garden or landscape. Setbacks and garden edging as defined in this section are required.

302.4.10.9 *Garden Edging.*

302.4.10.8.1 Pollinator gardens are required to be delineated by edging.

302.4.10.8.2 Edging materials may include, but are not limited to: pavers, bricks, fencing, flexible strips, natural materials such as logs or stone.

302.4.10.10 *Maintenance*.

302.4.10.9.1 Rain gardens must be free of standing water 72 hours after a rain event.

302.4.10.9.2 Turf grass in excess of 8 inches does not constitute a pollinator garden.

302.4.10.9.3 Pollinator gardens and rain gardens shall not constitute a hazard to the public or surrounding parcels or cause injury or damage to persons or adjacent parcels, or harbor pests and rodents.

302.4.10.9.4 Notwithstanding any other section of this code, permissible plant species located within pollinator gardens or rain gardens may grow in excess of 8 inches in height. Invasive plants, including noxious weeds, are not permitted.

302.4.10.9.5 Areas surrounding pollinator gardens or rain gardens must be maintained and cared for consistently with all other limitations under this code.

302.4.11 *Application to wooded areas.* The provisions on high weeds and grass shall not apply to wooded areas including, but not limited to, young and mature forest and critical natural areas.

302.4.12 Bamboo from the genera Phyllostachys, Pseudosasa, and Bambusa shall not be permitted on any parcel except as provided below.

302.4.12.1 *Above-ground planters.* The root system of the bamboo plant must be entirely contained within an above-ground level planter, barrel, or other vessel of such design, material and location as to entirely prevent the spread/growth of the bamboo plant's root system beyond the container in which it is planted.

302.4.12.2 *In-ground bamboo.* The bamboo must be located at least 50 feet from any property line.

302.4.12.3 *Limited waiver for existing bamboo.* The property owner must secure a waiver from the code official allowing existing bamboo to continue to be maintained on the property in its current or proposed location. Such waiver only may be issued and shall remain valid only upon the submission of an application demonstrating compliance with all the following conditions.

302.4.12.3.1 The bamboo existed on the property prior to January 1, 2017;

302.4.12.3.2 The bamboo is kept and maintained within the applicant's property lines and does not encroach on an adjoining parcel unless the adjoining property owner is a co-applicant of the waiver request;

302.4.12.3.3 The applicant submits a survey, subject to the approval of the code official delineating the defined area in which the bamboo is to be maintained; and

302.4.12.3.4 The bamboo is maintained to prevent its spread outside of the defined area by a rhizome barrier or by regular cutting and trimming of the perimeter of the bamboo. Where a barrier is provided:

1. It shall be composed of a high-density polypropylene or polyethylene, 80 mil or heavier;

2. Each portion or sheet of the barrier shall overlap by no less than 12 inches to avoid breach and be secured or joined together by the use of adhesive designed for such purpose, stainless steel clamps or stainless steel closure strips designed for such barriers;

3. It shall be installed not less than 30 inches deep;

4. It shall be circular or oblong shaped;

5. Not less than 3 inches of the barrier shall protrude above ground level around the entire perimeter of the barrier;

6. It shall slant outward from the bottom to the top, and;

7. An alternative containment system may be used if a licensed landscape architect certifies that such barrier offers protection against the bamboo's spread equal or greater to the barrier herein described.

302.6 *Exhaust vents* is amended by deleting the subsection in its entirety.

302.7 *Accessory structures* is amended by deleting the subsection in its entirety and substituting the following:

302.7 *Accessory structures.* All accessory structures, including but not limited to detached garages, sheds, fences, gazebos and walls, shall be maintained structurally sound and in good repair.

302.8 *Motor vehicles* is amended by deleting the subsection in its entirety and substituting the following:

302.8 *Vehicles and parking.* The parking and storage of vehicles is subject to the provisions of this section.

302.8.1 *Definition of specific vehicles.* When a definition for a particular vehicle is not provided by this code, the definitions provided in 21 *Del. C. Section* 101 (Motor Vehicles) shall be used.

302.8.2 *Registered owner responsible for vehicle or off-highway vehicle.* A rebuttable presumption is hereby created that the person in whose name such vehicle or off-highway vehicle is registered as the owner, shall be prima facie responsible for any violation of this section. A violation notice or summons may be attached to an unattended vehicle or off-highway vehicle found in violation of this section.

302.8.3 *Inoperable or unregistered vehicles.* In any zoning district, it shall be unlawful to park, store, or permit to be parked or stored, other than in a fully enclosed permanent building, any vehicle that is inoperable or incapable of being legally operated on any public roadway. A rebuttable presumption is hereby created that any vehicle that does not visually display a valid registration and inspection decal is inoperable until such time as a valid registration is provided. Vehicles parked or stored in the following manner shall be exempt:

302.8.3.1 On farmland as defined in 9 *Del. C.* § 8330 ("Agricultural use land"), when such vehicles are used for agricultural purposes.

302.8.3.2 On land appropriately zoned and used as a junk yard provided all such vehicles are fully enclosed by a solid fence or wall of sufficient height to screen such vehicles from public view.

302.8.3.3 On land appropriately zoned and used for vehicle repair, parking is allowed for no more than 120 days.

302.8.3.4 Where such vehicles are being stored by police or other government agency.

302.8.3.5 On land appropriately zoned and used for vehicular sales, rentals or storage.

302.8.4 *Towing inoperable, unregistered or abandoned vehicles from private property.* In any zoning district, code enforcement officers will have joint authority with New Castle County police officers to enforce provisions for towing inoperable, unregistered or abandoned vehicles from private property consistent with 21 *Del. C.* § 4402 ("Enforcement; removal of abandoned vehicles; transfer thereof"). This section shall apply to any vehicle that is either inoperable, dismantled, wrecked, or which displays expired registration plates which are at least 30 days expired, or which displays no registration plates, or from which major components have been

removed, or is in such a state of disrepair as to be incapable of being operated in the manner for which it is designed and is situated on private property.

302.8.4.1 *Notice Procedures for Towing Inoperable, Unregistered, or Abandoned Vehicles from Private Property*. If an abandoned vehicle is located on private property with the consent of the property owner or occupant, or if an abandoned vehicle is owned by the property owner or occupant, code enforcement officers may enter upon the property to determine vehicle ownership. The code enforcement officer shall send written notice by regular first lass mail to the vehicle owner's last known address, directing the owner to remove the inoperable, unregistered, or abandoned vehicle within 7 days of the mailing date. If the vehicle is not removed within 7 days, or if the owner cannot be located to receive written notice, the code enforcement officer shall issue a civil penalty and request a tow notice be mailed first class and posted to the vehicle. If the vehicle is not removed and/or registered within 10 days, the code enforcement officer shall request a Rule to Show Cause hearing. If the Rule to Show Cause hearing results in a decision favorable to the county, and the vehicle is not removed by the compliance date or if the owner cannot be located for the purpose of sending the written notice, then the code enforcement officer may enter upon the property where the vehicle is located and conspicuously affix thereto a sticker or tag showing the time and date of its affixing. The sticker will advise the owner that if the vehicle is not removed within 7 days, it will be towed. This section does not apply to any vehicle located on private property that is not visible from the street or road and does not constitute a nuisance, health hazard, or fire hazard.

302.8.4.1.1 *Notice specifications for towing inoperable unregistered or abandoned vehicles from private property.* The notice required by this section shall state that, if such vehicle is not so removed, it will be removed and stored in a storage area designated by the New Castle County Police Department at the owner's expense and thereafter it will be subject to disposal in accordance with law. Such notice shall also set forth verbatim the language in 21 *Del. C.* § 4414 ("Penalty; prima facie evidence of wilful abandonment; jurisdiction").

302.8.5 *Oversized vehicle parking*. Subject to the following exemptions, in any residential zoning district, it shall be unlawful to park, store, or permit to be parked or stored, other than in a fully enclosed permanent building, any vehicle or off-highway vehicle the length of which is greater than 240 inches or the width of which is over 84 inches or the height of which is over 84 inches or the weight of which exceeds 8,000 pounds. Such vehicles parked or stored in the following situations shall be exempt from this section:

302.8.5.1 When such a vehicle is on the property in conjunction with service or work on the property. The vehicle may only remain on the property for the time required to complete such work or service. Examples include, but are not limited to, delivery trucks, utility vans, and moving trucks.

302.8.5.2 One oversized vehicle may be parked on a residential lot 2 acres or larger when completely screened from view of other residentially zoned properties and all streets by a fence, dwelling and/or buffer.

302.8.5.3 Up to 2 oversized vehicles may be parked on a residential lot 1 acre or larger in size, if the property has direct access to a collector or arterial street, and the vehicles are completely screened from view of other residentially zoned properties and all streets by a fence, dwelling and/or vegetative buffer.

302.8.6 *Recreational vehicle.* Except as provided in this code for temporary emergency housing, it shall be unlawful to reside in or connect a recreational vehicle to any public utilities which supply electric, water or gas and reside in such vehicle while on the property, subject to 302.8.6.1. Notwithstanding the above, a recreational vehicle being used as temporary emergency housing may connect to a public utility that supplies electric or water only. Such vehicle is prohibited from running a non-GFI electric cord from the home to the recreational vehicle, and may reside in such vehicle while on the impacted parcel. In addition, a vehicle being used as temporary emergency housing shall have a full hook-up to an approved potable water source, and must have a waste management plan to properly dispose of sewage. Disposal may include a temporary holding tank with a contract with a pumping company for regular pump outs. All recreational vehicles used as temporary emergency housing are to be adequately secured so as not to present a hazard, as determined by the Department, to persons or property in a high wind or flood event.

302.8.6.1 *Temporary Permit.* A person visiting a lot owner or occupant may park his or her recreational vehicle on the driveway or approved hardened and treated surface of the lot for a period not to exceed 14 days, except as provided in this code for temporary emergency housing as the result of a declared natural disaster in which case the temporary permit and the time periods shall be as set forth in Section 108 (“Stop Work Order”), provided a temporary permit from the Department is obtained. The temporary permit shall designate the individual to whom the permit is issued, the recreational vehicle to be parked, and the expiration date of the permit.

302.8.7 *Parking of vehicles.* In any residential zoning district, the parking or storage of any vehicle, recreational vehicle, or off-highway vehicle is prohibited, unless it is parked or stored on a hardened surface constructed of material treated or covered with brick, block, pavers, stone, concrete, asphalt or crushed decorative rock. The surface must completely extend the entire length and width of the vehicle. This subsection is subject to the following exceptions:

1. When such vehicles are parked on land when the gross acreage of the lot exceeds 5 acres.

2. Construction vehicles provided they are on the lot where active construction is taking place, or on a lot adjacent or part of the development site thereto.

3. When the circumstances are such that, as the result of a declared natural disaster, a recreational vehicle is being utilized to provide temporary emergency housing.

302.8.8 Construction equipment shall not be parked or stored in residentially zoned areas, or on residential property in other zones, or on sites that have not been permitted or approved for such use. Construction equipment shall include, but is not limited to, cranes, backhoes, track hoes, bulldozers, skid steers, forklifts, tractors, excavators, graders, loaders, trenchers, scrapers, dump trucks, pavers, rollers, compactors, portable cement mixers, wheeled generators, and chippers.

302.8.9 Airplanes and helicopters, and parts of airplanes and helicopters, shall not be parked or stored on residentially zoned parcels or on properties being used for a residential use in other zones.

302.8.10 *Storage of Boats on Residential Zoned Properties.*

302.8.10.1 All parked or stored boats, personal watercraft, and/or accessory trailer must have current registration tags displayed in the required locations.

302.8.10.2 Inoperable/unregistered boats, personal watercrafts, and/or accessory trailers are not permitted to be parked or stored on residential zoned property other than in a fully enclosed permanent building.

302.8.10.3 Boats shall be stored upon a registered trailer which is suitable to transport the boat or on a commercially manufactured frame or stands, designed for storing boats.

302.8.10.4 Boats stored on stands or frames must be in the rear yard.

302.8.10.5 All trailers, stands and frames shall be stored upon a hardened and treated surface constructed of material, treated or covered with brick, block, pavers, stone, concrete, asphalt or crushed decorative rock. The surface must fully accommodate the size of the vehicle.

302.8.10.6 In residential zoning districts NC5, NC6.5 and NCTH boats 26 feet or longer (Class 2) and their trailers are not permitted to be stored or parked in the street yard.

302.8.10.7 Boats and accessory trailers stored in any residentially zoned parcel may not extend into the right of way or block of the public sidewalk.

302.8.10.8 The term boats, personal watercraft and accessory trailer in this code does not include or pertain to canoes, kayaks, row boats, paddleboards or surfboards.

302.9 *Defacement of property* is amended by deleting the subsection in its entirety and substituting the following:

302.9 *Graffiti.* The exterior of all structures, rocks, vehicles, boats and trees shall be maintained free from graffiti. Graffiti means, without limitation, any letter, word, name, symbol, slogan, message, drawing, picture, writing, or other mark of any kind visible to the public that is illicitly drawn, painted, chiseled, scratched or etched. Structure shall include, but not be limited to, any wall, bridge, fence, gate, or building. This definition shall not include artistic stenciling or legal signage placed on a property with the permission of the owner of the property, or government sponsored murals.

302.9.1 *Display and Storage of and Signage for Graffiti Implements.*

302.9.1.1 *Definitions.* The following words, terms and phrases shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Aerosol paint container is any aerosol container that is adapted or made for the purpose of applying spray paint or other substances capable of defacing property.

Broad-tipped marker is any felt tip indelible marker or similar implement with a flat or angled writing surface that, at its broadest width, is greater than ¼ of an inch, containing ink or other pigmented liquid that is not water soluble.

Graffiti implement is an aerosol paint container, broad-tipped marker, paint stick or graffiti stick.

Minor is any person under the age of 18 years.

Paint stick or graffiti stick is any device containing a solid form of paint, chalk, wax, epoxy or other similar substance capable of being applied to a surface by pressure and leaving a mark of at least ⅛ of an inch in width.

302.9.2 *Restrictions on Display and Storage.*

302.9.2.1. Every person who owns, conducts, operates, or manages a retail commercial establishment selling any type of graffiti implements shall store such implements in an area continuously observable, through direct visual observation or surveillance equipment, by employees of the retail establishment during the regular course of business.

302.9.2.2 In the event that a commercial retail establishment is unable to store the graffiti implements it sells in an area as provided above, the establishment

shall store such implements in an area not accessible to the public in the regular course of business without employee assistance.

302.9.2.3 A minor who is an employee of a person who or an entity which is a vendor of graffiti implements may, during his or her duties, possess such implements, for purposes of lawful sale or transfer, but shall not purchase or obtain possession of the same for any other purpose.

302.9.2.4 No minor shall, at the time of purchase, as specified in this section, knowingly furnish fraudulent evidence of majority.

302.9.3 *Required Sign.* Every person who operates a retail commercial establishment selling any type of graffiti implements shall place a sign with a minimum height of 14 inches and a width of 12 inches, with lettering of at least ½ inch in height which is in clear public view at or near the display of such products and which states:

WARNING: IT IS ILLEGAL TO SELL OR DISTRIBUTE AEROSOL PAINT, PAINT STICKS OR BROAD-TIPPED MARKERS TO ANY PERSON UNDER THE AGE OF EIGHTEEN (18) YEARS. IT IS ILLEGAL FOR ANY PERSON UNDER THE AGE OF EIGHTEEN (18) YEARS TO POSSESS OR TO ATTEMPT TO PURCHASE SAME. IT IS ILLEGAL IF YOU ARE OVER EIGHTEEN (18) YEARS OF AGE FOR YOU TO PURCHASE AEROSOL PAINT, PAINT STICKS OR BROAD-TIPPED MARKERS FOR A PERSON UNDER EIGHTEEN (18) YEARS OF AGE IF YOU ARE NOT SUCH PERSON'S PARENT, GUARDIAN, SCHOOLTEACHER OR ART OR CRAFT INSTRUCTOR.

A new subsection 302.10 is added to read as follows.

302.10 *Outside storage of household items.* The outside storage of items designed and manufactured to be used and stored in an enclosed building is prohibited in any residential zoning district. Such items include, but are not limited to, the following: appliances or interior furniture, housewares, exercise equipment, plumbing fixtures, irrespective of age or condition.

A new subsection 302.11 is added to read as follows:

302.11 *Outside storage or accumulation of debris.* Except during active construction, the outside storage or accumulation of debris is prohibited in any residential zoning district.

302.11.1. *Forest stewardship policy for fallen trees and branches.* Fallen trees, tree limbs and branches shall not be considered rubbish or debris in incorporated areas which have adopted a forest stewardship program to return fallen trees, limbs and branches to organic matter and have the authority to enforce the program. This includes the Villages of Arden, Ardentown and Ardencroft in furtherance of their

adopted forest stewardship program and pursuant to their authority under chapter 125, volume 56 Laws of Delaware.

302.12 *Encroachment on sidewalk.* In any zoning district it shall be the duty of the owner for a property to keep shrubbery trimmed so that it does not encroach upon or extend beyond the line of any sidewalk or public street and trim trees so that no branch extends below a height of 7 feet above the width of any sidewalk.

A new subsection 302.13 is added to read as follows:

302.13 *Dog or cat excrement.*

302.13.1 Any person who is the owner of, or has responsibility for, 1 or more dogs or cats shall take all reasonable measures to prevent accumulation of animal excreta in the area in which such animals are customarily kept. No owner shall allow animal excreta to accumulate to create obnoxious or offensive odors. Any person who fails to correct a violation of this subsection within 24 hours following receipt of notice of such violation and order by the code official or any person who opposes or impedes an officer or authorized agent or employee of the Department in the execution of his or her duties under this subsection shall be deemed to have violated this section.

302.13.2 Any person who is the owner of, or has responsibility for, 1 or more dogs or cats shall immediately remove, in a sanitary manner, any fecal matter deposited by such dog or cat upon any street, sidewalk or park or upon any property without the consent of the owner or tenant of such property. It shall not be a violation of this subsection if such fecal matter is removed within 1 hour. This subsection shall not apply to any person who because of loss or impairment of eyesight or other recognized Americans With Disabilities Act disability is accompanied by a guide dog described or any dog educated by a recognized training agency or school and which is used as a leader or guide.

302.13.3 The complaining party shall file a complaint in a court of competent jurisdiction. Section 302.13.2 shall only be enforced if the complaining party produces a witness to the act that constitutes a violation of this Section. It is not the intent of this section to require surveillance by the code official, the Delaware Office of Animal Welfare, a contracted agency, or any other County department or agency.

302.13.4 The code official or the Delaware Office of Animal Welfare shall have the authority to enforce 302.13.1.

302.13.5 Any person violating this section shall be subject to the penalties as provided in *New Castle County Code* § 1.01.009 (“General penalty; continuing violations”).

A new subsection 302.14 is added to read as follows:

302.14 *Prohibited animals in certain residential areas.* It shall be unlawful for any owner, tenant or other person in control of a property to raise, breed, keep, feed, shelter or harbor a horse, cattle, sheep, goats, pigs, ducks, geese, waterfowl, guinea hens, chickens, turkeys, donkeys, quail, doves, llamas, raccoons, muskrats, non-domesticated mammals, game fowl, pigeons, pheasants, peacocks, foxes, minks, exotic animals, wild animals, game animals and other like animals on a parcel of land which is less than one acre in total area and located in any residentially zoned district, a diversified planned unit development or an MM zoned district.

302.14.1 *Exception: Educational programs.* This section shall not apply to the keeping, sheltering or harboring of animals in connection with bona fide educational programs run or overseen by a public or private elementary, middle or secondary school or college or university, or the Delaware Cooperative Extension Education Program, or the 4-H or the Newark Pigeon Club, Wilmington Homing Club or Delmarva Pigeon Club. Participation in the educational programs or pigeon clubs listed shall constitute an affirmative defense and must be renewed annually. Participation in a pigeon club is only an affirmative defense for the keeping, sheltering or harboring of pigeons.

A new subsection 302.15 is added as a new subsection.

302.15 *Portable temporary storage units.* In any residentially zoned district, the placement of a portable temporary storage unit for non-disposable items is allowed for temporary use by the occupant of the dwelling for 30 days or the time period for which there is an active building permit open on the property. Such portable storage units are subject to the following limitations.

302.15.1 A temporary storage units shall be set back a minimum of 3 feet from any property line and;

302.15.2 A temporary storage unit must be placed on either a hard concrete or asphalt surface and may displace one or more off-street parking spaces, provided there is adequate on-street parking.

302.15.2.1 *Exception.* If it is unfeasible to place a temporary storage unit on either a hard concrete or asphalt surface, it may be placed anywhere on the property provided it is set back a minimum of 3 feet from any property line.

302.15.3 The location of a temporary storage unit shall not affect the health, safety, or welfare of the neighborhood including, but not limited to, blocking access to a fire hydrant or obstructing the view of street intersections.

302.16 *Portable Toilets.* The temporary use of self-contained toilets shall be allowed to provide bathroom facilities for special events, construction and/or rehabilitation projects, and/or interruption of sewer service for emergencies or planned upgrades or repairs. For purposes of this subsection, temporary use means any use of 1 or more self-

contained portable toilets for a period of 10 calendar days or less. The long-term use of portable toilets shall not be allowed as permanent sanitary facilities for residential or nonresidential use, or as secondary sewer facilities on existing developed lots. For purposes of this subsection, long-term use means any use of one or more self-contained portable toilets for a period of more than 10 consecutive calendar days.

SECTION 303–SWIMMING POOLS, SPAS AND HOT TUBS

303.1 *Swimming pools* is amended by deleting the subsection in its entirety and substituting the following:

303.1 *Swimming pools.* Swimming pools, whether above ground or in ground, shall be maintained in a clean and sanitary condition, and in good repair. Any pool that is not drained for winterization shall be covered.

303.1.1 Upon discovery of a violation of this section, the code official may immediately institute administrative enforcement proceedings or pursue an action in a court of competent jurisdiction. The code official may remedy the violation and seek indemnification of expenses incurred from the property owner. Corrective action includes, but shall not be limited to, draining and cleaning the pool, chemically treating the pool to control the growth of bacteria and algae, and covering the pool. Corrective action for any pool that is in violation of this section and that has been unused for a period of 3 years may include demolition of such pool or the dismantling and removal of such pool, as deemed appropriate by the code official.

303.1.2 *Cost recovery*. Any expense incurred by the code official under this section shall be paid by the owner of the property within 10 days after service of notice of the amount due. Failure to pay may result in:

1. The code official pursuing the recovery and collection of such expense pursuant to section 107.11.4 (“Cost recovery”).

2. The County pursuing an action in a court of competent jurisdiction for the recovery of such expense, together and with any penalty and/or interest, against the person responsible, and reasonable attorney fees.

303.2 *Enclosures* is amended by deleting the subsection in its entirety and substituting the following:

303.2 *Enclosures.* Private swimming pools, hot tubs and spas capable of holding more than 24 inches of water shall be completely surrounded by a fence or barrier not less than 48 inches in height above the finished ground level measured on the side of the barrier away from the pool. Gates and doors in such barriers shall be self-closing and self-latching Where the self-latching device is less than 54 inches above the bottom of the gate, the release mechanism shall be located on the pool side of the gate. Self-closing and self-latching gates shall be maintained such that the gate will positively

close and latch when released from an open position of 6 inches from the gatepost. An existing pool enclosure shall not be removed, replaced or changed in a manner that reduces its effectiveness as a safety barrier.

303.2.1 *Exceptions.*

1. Spas or hot tubs equipped with a lockable safety cover that complies with ASTM F1346.

2. Private swimming pools equipped with a power safety cover that complies with ASTM F1346 and is in working condition using the control switch.

A new subsection 303.3 is added as follows:

303.3 *Prohibition of Pool Rentals in Residential Zoning Districts.* The purpose of this section is to preserve the residential nature of neighborhoods and protect the public health, safety and welfare by prohibiting the rental, lease, or commercial use of swimming pools located on residentially zoned properties.

303.3.1 *Definitions.*

Swimming pool. Any structure intended for swimming, recreational bathing, or wading that is capable of containing water over 24 inches deep, including in-ground, above-ground, and on-ground pools.

Rental or commercial use. The use of a swimming pool by any person or group in exchange for a fee, admission charge, or other form of compensation, including but not limited to hourly, daily, or event-based pool rentals, or use arranged through online platforms or applications.

303.3.2 *Prohibitions.*

1. No person shall rent, lease, or otherwise make available a swimming pool for compensation in any residential zoning district.

2. No person shall advertise or list a residential swimming pool for rent or for commercial use.

3. This prohibition shall apply regardless of whether the rental or commercial use is continuous, occasional, or temporary.

303.3.3 *Exceptions.* The following uses are not prohibited.

1. Use of a swimming pool by residents of the property and their invited guests.

2. Use of a swimming pool owned and operated by a community association, public entity, or private club that is legally permitted within the zoning district.

SECTION 304–EXTERIOR STRUCTURE

304.13 *Window, skylight and door frames* is deleted in its entirety and replaced with the following:

304.13 *Window, skylight and door frames.* Every window, skylight, door and frame shall be kept in sound condition, good repair and weathertight. Temporary boarding of windows, skylights doors and frames shall not exceed 90 days except that fire damaged structures may be boarded for 270 days.

304.17 *Guards for basement windows* is deleted in its entirety and replaced with the following:

304.17 *Guards for basement windows*. Every basement window that is openable shall be supplied with rodent shields, storm windows or other approved protection against the entry of rodents or other pests.

SECTION 305–INTERIOR STRUCTURE

SECTION 306–COMPONENT SERVICABILITY

SECTION 307–HANDRAILS AND GUARDRAILS

SECTION 308–RUBBISH, GARBAGE AND <u>RECYCLING</u>

308.1 *Disposal of rubbish or garbage* is deleted in its entirety and replaced with the following:

308.1 Accumulation of rubbish, garbage and <u>recycling</u>. All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish, garbage and <u>recycling</u>.

308.2 *Disposal of rubbish* is deleted in its entirety and replaced with the following:

308.2 *Disposal of rubbish, garbage and <u>recycling</u>*

308.2.1 *Rubbish, garbage and <u>recycling</u> – disposal, containers.* Every occupant of a dwelling shall dispose of rubbish, garbage and <u>recycling</u> in a clean and sanitary manner by placing the rubbish, garbage and <u>recycling</u> in approved containers that are leakproof, covered, and designed for outside garbage storage and disposal. The owner of the dwelling shall be responsible for providing the requisite rubbish, garbage and <u>recycling</u> containers.

308.2.2 *Containers*. The operator of every establishment producing rubbish, garbage and recycling shall provide, and always cause to be utilized, approved leakproof containers provided with close fitting covers for the storage of such materials until removed from the premises.

308.2.3 *Rubbish, garbage and recycling; removal.* Every owner of a residential rental property shall be responsible for ~~providing tenants with~~ ensuring tenants have regular rubbish, garbage and recycling removal services for the property. Compliance with the above obligations and the obligations set forth in 308.2.1 by every owner of a residential rental property shall be evidenced by way of the written verification that is required by chapter 19 of the *New Castle County Code.*

308.2.4 *Exception:* Written verification is not required for apartment complexes, condominium communities and similar subdivisions that provide common dumpsters for tenants. Property owners in communities with a sole source trash service provider may provide an affidavit.

308.2.5 *Appliances.* Doors and lids of refrigerators and other appliances must be removed or secured prior to disposal.

308.3 *Disposal of garbage* is deleted in its entirety and replaced with the following:

308.3 *Dumpsters.* In any residentially zoned district, the placement of dumpsters for disposable items is allowed for temporary use by the occupant of the dwelling for 30 days or the time period for which there is an active building permit open on the property. Such dumpster is subject to the following limitations:

1. The dumpster shall be set back a minimum of 3 feet from any property line;

2. Where feasible, the dumpster must be placed on a hard concrete or asphalt surface and may displace one or more off-street parking spaces, provided there is adequate on-street parking; and

3. The location of the dumpster shall not affect the health, safety and welfare of the neighborhood including, but not limited to, blocking access to a fire hydrant and obstructing the view of street intersections.

A new subsection 308.4 is added as follows:

308.4 *Commercial business.* Every owner, operator or occupant of a commercial business producing garbage or rubbish shall provide, and always cause to be utilized, approved leak proof containers provided with close-fitting covers for the storage of such materials until removed from the premises for disposal. It shall be unlawful for any person to cause or allow unsightly litter or potentially dangerous materials to remain on any property under his or her control.

A new subsection 308.5 is added as follows:

308.5 *Food Establishments.* Every owner, operator or occupant of a Food Establishment (as defined by the North American Industrial Classification System or "NAICS" Code 722, as published by the Federal government) in which garbage is produced, accumulated or generated shall cause such waste to be removed from the premises no less frequently than twice weekly, at intervals no more frequently than 72 hours, during the period from April 15th to October 15th. If such waste is removed more frequently than twice weekly, the 72-hour interval shall not apply.

A new subsection 308.6 is added as follows:

308.6 *Rubbish and garbage containers; retrieval.* Within 14 business days of termination or conclusion of an agreement for residential rubbish and/or garbage removal, or where, based on the circumstances, the hauler otherwise reasonably has notice that their services are no longer needed, the hauler shall retrieve all rubbish and garbage containers issued by the hauler at the residential property. Any hauler that fails to comply with this section shall be subject to the following:

308.6.1 *First non-compliance* (i.e., failure to comply within 14 business days of agreement termination or conclusion), shall subject the hauler to a fine of $50.00 and may be subject to administrative penalties and fees established by this code.

308.6.2 *Continual non-compliance* which persists after 30 calendar days (from the date of the agreement termination or conclusion), in addition to the assessments set forth in 308.6.1, shall subject to a fine of $50 per calendar day while the non-compliance persists. The hauler also may be subject to administrative penalties and fees established by this code.

SECTION 309–PEST ELIMINATION

309.3 *Single occupant* is deleted in its entirety and replaced with the following:

309.3 *Single Owner*. The owner of a one-family dwelling or of a single-tenant nonresidential structure shall be responsible for pest elimination on the premises.

309.5 *Occupant* is deleted in its entirety.

SECTION 310–ACCESSIBILITY

SECTION 311–STORM SHELTERS

SECTION 312 is added as a new section as follows:

SECTION 312–INSPECTIONS OF COVERED BUILDINGS

312.1 *General*. Maintaining the structural and façade integrity of a building or structure throughout its service life is paramount importance to ensure that the building or structure does not pose a threat to the public health, safety and welfare.

1. The exterior of a building and the façade shall be maintained in good repair, and be structurally sound and sanitary so as to not pose a threat to the public health, safety and welfare.

2. Structural and façade inspections for common interest properties, such as a condominium building, is necessary to ensure that the building or structure does not pose a threat to the public health, safety and welfare and to the occupants of such building or structure.

312.2 *Definitions.* The following definitions apply to this section.

Corrective maintenance. Maintenance to be undertaken following the detection of deterioration of the primary load bearing system or the façade with the goal of remediating conditions reported by the design professional.

Covered building. For purposes of a structural inspection, a residential building or a mixed use building that is, wholly or in part, residential and is a common interest community building, including, for example, a condominium or cooperative building, as such terms are defined in *25 Del. C.* ch. 81 (the "Delaware Uniform Common Interest Ownership Act" or "DUCIOA"), and has a primary load bearing system constructed of concrete, masonry, steel, or heavy timber, in addition to such buildings with structural slabs over unconditioned space.

Covered building. For purposes of a *façade inspection*, a residential building or a mixed use building that is, wholly or in part, residential and is a common interest community building, including, for example, a condominium or cooperative building as such terms are defined in DUCIOA, and is 4 stories or taller as measured from the lowest elevation of grade plane around the perimeter of the building, unless the building is 3 stories or less in which case only the balconies and decks on the second and third stories above grade plane shall be inspected.

Covered building owner. The owner, the owners' authorized agent, or the person having charge or control of a covered building.

Façade. All areas on the exterior of a building including all exterior walls and exterior wall covering; without limitation, a façade further includes cornices, belt courses, corbels, terra cotta trim, wall facings, and other decorative features, parapets, architectural trim and embellishments, and all connected or attached appurtenances such as balconies and decks, and attached handrails, fire escapes, chimneys, hanging air conditioners, and window washing and exterior maintenance systems.

Primary load bearing system ("PLBS"). The assemblage of structural components within a building comprised of columns, beams, and/or bracing that by contiguous interconnection form a path by which external and internal forces applied to the building are delivered to the foundation.

312.3 *Primary load bearing system ("PLBS") inspections*. For each covered building, an initial structural inspection of the PLBS, which shall include inspection of the foundation, shall be performed in accordance with the most recently published American Society of Civil Engineers ("ASCE") *Guideline for Structural Condition Assessment of Existing Buildings* or other recognized equivalent standards by a design professional retained by the covered building owner to determine if conditions exist which potentially affect the structural capacity of the system. Initial PLBS inspections shall occur the earlier of the following dates.

312.3.1 Where the certificate of occupancy was issued prior to July 27, 2023:

1. by July 27, 2025; or

2. within sixty days after observable damage to the PLBS.

312.3.2 Where a certificate of occupancy was issued on or after July 27, 2023:

1. within 15 years of the date the certificate of occupancy was issued; or

2. within sixty days after observable damage to the PLBS.

312.4 *Structural report.* After a design professional has performed a required structural inspection, the design professional shall issue a written report describing the condition of the PLBS. The structural report shall:

1. Set forth with specificity all corrective maintenance or repairs necessary for the PLBS.

2. Determine when the subsequent inspection of the PLBS shall be performed.

3. Be prepared in accordance with protocol established by the most recently published ASCE or other recognized equivalent standards for the structural condition assessment of a covered building or a similar protocol by another nationally recognized structural engineering organization.

4. Provide any other information or guidance necessary to maintain the structural integrity of a covered building.

5. Provide additional detailed evaluations necessary to evaluate any observed concerns.

6. If the design professional's report concludes that corrective maintenance of the PLBS is needed, the report shall specify with reasonable detail the required corrective maintenance including the estimated timing and an engineering cost estimate for the work to be performed.

312.5 *Subsequent structural inspections*. Notwithstanding the design professional's initial inspection and report, subsequent structural inspections and reports shall be provided as set forth by the design professional's initial and preceding reports as follows:

312.5.1 *Timeframe*. The design professional will determine a reasonable period of time within which the next structural inspection will take place provided, however, that any subsequent inspection shall not occur:

1. More than 10 years after a preceding inspection during the first 20 years following issuance of a certificate of occupancy; or

2. More than 5 years after a preceding inspection if the covered building is more than 20 years old.

312.5.2 *Subsequent reports.* The design professional shall review the preceding structural report prior to undertaking a subsequent structural inspection of the covered building. After the design professional completes this review and inspection, the design professional will then issue a subsequent structural report which shall:

1. Make note of any new or progressive deterioration.

2. Set forth the corrective maintenance required to address any new or progressive deterioration.

3. Describe any additional, more detailed evaluations that must be performed to evaluate in greater detail any observed concerns.

4. Identify when the next inspection of the PLBS shall be performed, but in no case shall such time exceed the timeframes provided in 312.5.1.

312.6 *Façade inspections of covered buildings.* An initial facade inspection of a covered building shall be undertaken in accordance with the most recently published ASCE *Guideline for Condition Assessment of the Building Envelope* or other recognized equivalent standards by a design professional retained by the covered building owner to review the condition of the façade to determine if conditions exist that potentially affect the integrity of the façade components that are supported by the PLBS as well as the potential for deterioration of moisture protection systems such as visually observable joints, flashings, and weeps that could lead to deterioration of the underlying building components. If conditions which do not pose an immediate threat of harm to people or

property are identified as a result of the inspection, a more detailed evaluation must be performed. Initial façade inspections shall occur the earlier of the following dates.

312.6.1 Where the certificate of occupancy was issued prior to July 27, 2023:

1. by July 27, 2025; or

2. within sixty days after observable damage to the façade.

312.6.2 Where a certificate of occupancy was issued on or after July 27, 2023:

1. within 5 years of the date the certificate of occupancy was issued; or

2. within sixty days after observable damage to the façade.

312.7 *Façade report.* After the design professional has performed an initial façade inspection, the design professional shall issue a written report describing the condition of the façade. The inspection report shall:

1. Identify with specificity any required corrective maintenance or repairs, not of an unsafe and imminently hazardous nature which shall be addressed immediately, relating to both the condition of the façade as well as the weatherproofing of the façade.

2. Identify when the next inspection of the façade shall be performed, but in no event shall a subsequent inspection occur more than 5 years after the initial inspection.

3. Describe any additional evaluations necessary to further evaluate any observed conditions.

4. Be prepared in accordance with protocol established by the most recently published ASCE *Guideline for Condition Assessment of the Building Envelope*, or a similar protocol by another nationally recognized organization.

5. Provide any further information or guidance necessary to maintain the facade of a covered building.

6. If the design professional's report concludes that corrective maintenance of the façade is needed, which is not of an unsafe and imminently dangerous nature, the report shall specify with reasonable detail the required corrective maintenance including the estimated timing and an engineering cost estimate for the work to be performed.

312.8 *Subsequent façade inspections*. Notwithstanding the initial façade inspection and report, subsequent façade inspections and reports shall be provided.

312.8.1 *Timeframe.* The design professional will determine a reasonable time period within which the subsequent inspection shall occur, provided, however, that any subsequent inspection shall occur within 5 years of the preceding inspection.

312.8.2 *Subsequent reports*. The design professional shall review the preceding inspection report prior to undertaking subsequent inspections of the covered building. After the design professional completes this review and façade inspection, the design professional will then issue a subsequent inspection report which shall:

1. Identify any new or progressive deterioration.

2. Identify corrective maintenance necessary to address any new or progressive deterioration.

3. Describe any further evaluations that must be performed to more fully assess any observed conditions.

4. Identify when the next inspection of the façade shall be performed, but in no event shall a subsequent inspection occur more than 5 years after a proceeding inspection.

312.9 *Unsafe and imminently dangerous conditions.* If during any inspection, the design professional determines that an unsafe and imminently dangerous condition exists, necessary remedial steps to avoid harm to people or property shall immediately be taken by the covered building owner. The design professional or the covered building owner shall immediately notify the code official of the existence of any such condition so that appropriate action may be taken by the code official pursuant to sections 109 ("Unsafe structures and equipment"), 110 (Emergency measures), or 111 ("Demolition").

312.10 *Reports to code official*. Written reports issued by the design professional shall be promptly provided to the code official.

312.11 *Reports to covered building's owner*. Written reports issued by the design professional shall be promptly provided to the covered building owner. The covered building owner shall make reports available to any resident of the covered building upon request and post reports in a prominent location in the building.

312.12 *Recordation of certain reports*. Written reports issued by the design professional shall be recorded in the Office of the Recorder of Deeds in and for New Castle County by the covered building owner or the design professional.

312.13 *Corrective measures.* The covered building owner shall undertake measures necessary to effectuate the corrective maintenance, including, but not limited to, engaging the services of a design professional licensed in the state and qualified in

structural repairs or maintenance to create plans or specifications to implement the necessary corrective measures. The covered building owner shall cause any plans or specifications necessary to implement corrective measures to be filed with the Department.

312.14 *Costs.* Costs incurred by the Department relating to inspections of a covered building made under this section shall be recovered through a fee as determined by the code official, and shall be paid by the covered building owner.

312.15 *Department authority*. The Department is authorized to adopt policies and procedures to effectuate the intent and purpose of this section, and may create forms necessary for the implementation and administration of this section.

CHAPTER 4. LIGHT, VENTILATION, AND OCCUPANCY LIMITATIONS

CHAPTER 5. PLUMBING FACILITIES AND FIXTURE REQUIREMENTS

A new subsection 507.2 is added to read as follows:

507.2 *Discharge.* It shall be unlawful, on residential property, to cause, allow or permit any roof drain, surface drain, subsoil drain, drain from any mechanical device, gutter, ditch, pipe, conduit, sump pump or any other object or thing used for the purposes of collecting, conducting, transporting, diverting, draining or discharging clear water from any part of the premises owned or occupied by said person to discharge onto adjacent property other than as provided in subsections 507.2.1 and 507.2.2.

A new subsection 507.2.1 is added to read as follows:

507.2.1 *Exception.* Clear water may be legally discharged by any of the aforementioned mechanisms, provided that the point of discharge is in accordance with the following standards:

1. For a single family detached, duplex or end unit of any other dwelling type, the point of discharge, may not be closer than 5 feet from the side and rear property lines or closer than 10 feet from a public sidewalk or, in the absence of a public sidewalk, from the edge of the curb or roadbed; and provided a minimum 2 feet of pervious surface is located between the point of discharge and any property line over which the clear water may flow.

2. For an accessory structure, the point of discharge shall not be closer than 5 feet from the nearest property line.

3. For an attached interior dwelling unit, the point of discharge may be parallel to or away from the common property line so that it is not directed across adjacent properties.

A new subsection 507.2.2 is added as follows:

507.2.2 *Approved discharges*. Notwithstanding any other provision, it shall be lawful to discharge clear water into a drainage swale or other stormwater collection device, in accordance with a recorded water easement or approved drainage or water management plan, or with the approval of the appropriate government agency.

CHAPTER 6. MECHANICAL AND ELECTRICAL REQUIREMENTS

602.3 *Heat supply* is amended by deleting the subsection in its entirety and substituting the following:

602.3 *Heat supply*. Every owner and operator of any building who rents, leases or lets one or more dwelling units or sleeping units on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat during the period from October 15 to April 15 to maintain a minimum temperature of 68°F (20°C) in all habitable rooms, bathrooms and toilet rooms.

602.4 *Occupiable work spaces* is amended by deleting the subsection in its entirety and substituting the following:

602.4 *Occupiable work spaces*. Indoor occupiable work spaces shall be supplied with heat during the period from October 15 to April 15 to maintain a minimum temperature of 65°F (18°C) during the period the spaces are occupied.

604.1 *Facilities required* is amended by deleting the subsection in its entirety and substituting the following:

604.1 *Facilities required.* Every occupied building shall be provided with an electrical system in compliance with the requirements of this section and Section 605. All electrical facilities, components, outlets, fixtures and equipment in occupied buildings must be supplied with electricity.

CHAPTER 7. FIRE SAFETY REQUIREMENTS

Chapter 7 *Fire Safety Requirements* is amended by deleting all references to "International Fire Code" and any reference to a particular section of the International Fire Code and replacing the deleted text with the words "Delaware State Fire Prevention Regulations."

CHAPTER 8. REFERENCED STANDARDS

Chapter 8 *Referenced Standards* is amended by deleting the references to "International Zoning Code" and "International Fire Code" that appear under the heading "ICC."

Chapter 8 *Referenced Standards* is amended by adding the following:

State of Delaware Regulations

Delaware State Fire Prevention Regulations, effective September 1, 2021, as may be amended from time to time.

Section 3. Inconsistent ordinances and resolutions repealed. All ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict herewith are hereby repealed upon the effective date of this ordinance.

Section 4. Continuation of existing ordinances and resolutions. The sections appearing in this ordinance, so far as they are in substance the same as those ordinances and resolutions adopted and included in the *New Castle County Code,* shall be considered as continuations thereof and not as new enactments.

Section 5. Continuation of existing institution, rights, and liabilities. The revisions of prior ordinances, resolutions, rules and regulations, provided for in this ordinance, shall not affect any act done, or any cause of action accruing or accrued or established, or any suit or proceeding and or commenced in any civil action, nor any plea, defense, bar or matter existing before the times when such revisions shall take effect; but the proceedings in every such case shall conform with this ordinances to the extent applicable.

Section 6. All the provisions of ordinances, resolutions, rules and regulations revised by this ordinance shall be deemed to have remained in force from the time when they began to take effect, so far as they may apply to any department, agency, office or trust or of any transaction or event of any limitation or any right or obligation or the construction of any contract already affected by such ordinances, resolutions, rules and regulations, notwithstanding the revisions of such provisions.

Section 7. No offense committed and no penalty or forfeiture incurred, under any of the ordinances, resolutions, rules and regulations revised by this ordinance and before the time when such revisions shall take effect shall be affected by such revisions.

Section 8. No such action or prosecution, pending on the effective date of the revisions provided in this ordinance, for any offense committed or for the recovery of any penalty or forfeiture incurred under any of the ordinances, resolutions, rules and regulations revised herein shall be abated or affected by such revisions, except that the proceedings in such action or prosecution shall conform with this ordinance to the extent applicable.

Section 9. The provisions in this ordinance shall not be constructed to abolish or impair existing remedies New Castle County or its officers or agencies relating to the remediation of any dangerous, unsafe, or unsanitary condition.

Section 10. Severability. It is hereby declared to be the intention of the County Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance. If any provision of this ordinance is found to be unconstitutional or void, the applicable former ordinance provisions shall become effective and shall be considered as continuations thereof and not as new enactments regardless if severability is possible.

Section 11. Other laws. The provisions of the Code shall not be deemed to nullify any provisions of local, state, or federal law except as stated in Section 2 above.

S**ection 12. Effective Date.** This ordinance shall be effective on January 1, 2026.

Adopted by County Council of
New Castle on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_

_____
Marcus A. Henry
County Executive of New Castle County

SYNOPSIS: Substitute No. 1 incorporates Ordinance 25-120 that was approved on 11/25/2025 and amends Section 308 (“Rubbish and Garbage”)

This Ordinance updates and revises the *New Castle County Property Maintenance Code*. Section 1 revises and updates the table of contents for Chapter 7 to clarify that Article 1 of Chapter 7 is the *Property Maintenance Code*. Section 2 adopts the 2024 *International Property Maintenance Code.* Section 2 also amends provisions of the adopted code and adds new provisions that are specific to New Castle County. This Ordinance will provide a unified and comprehensive set of regulations for property maintenance issues. This Ordinance also provides enforcement provisions that are consistent with due process requirements and that will allow the County to protect the health, safety and welfare of its residents.

FISCAL NOTE: This Ordinance will have no discernible fiscal impact.

Prime Sponsor(s): Ms. Kilpatrick, Mr. Tackett
Requested by: Land Use
Date of introduction: November 25, 2025

ORDINANCE NO. 25-157

TO AMEND CHAPTER 7 ("PROPERTY MAINTENANCE CODE") OF THE NEW CASTLE COUNTY CODE

WHEREAS, New Castle County is charged with the responsibility to protect the health, safety and welfare of its citizens; and

WHEREAS, the Department of Land Use administers and enforces regulations pertaining to the condition and maintenance of property, structures and buildings to eliminate or prevent unsafe, unhealthy, unsanitary or substandard living conditions; and

WHEREAS, New Castle County Council has adopted prior editions of the International Property Maintenance Code, together with certain amendments set forth in Chapter 7 of the New Castle County Code; and

WHEREAS, the County desires to modernize its code enforcement by adopting the 2024 edition of the International Code Council's International Property Maintenance Code, subject to localized amendments and to build upon established enforcement mechanisms, administrative structures, and community-sensitive provisions; and

WHEREAS, adopting the 2024 International Property Maintenance Code, as amended, will promote uniform enforcement, address local conditions, and further safeguard the public health, safety, and welfare of the residents of New Castle County; and

WHEREAS, the adoption of the 2024 International Property Maintenance Code will help ensure consistency with nationally recognized standards and best practices for property maintenance; and

WHEREAS, New Castle County Council finds that the provisions of this Ordinance substantially advance and are rationally and reasonably related to legitimate government interests including, but not limited to, the protection and preservation of the public health, safety, prosperity, general welfare, and quality of life.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The table of contents for *New Castle County Code* Chapter 7 ("Property Maintenance Code") is deleted in its entirety and replaced with the following, which shall be considered underlined in its entirety:

Chapter 7

PROPERTY MAINTENANCE

Article 1. Property Maintenance Code

Sec. 7.01.001. Adoption of the 2004 International Property Maintenance Code.
Sec. 7.02.002. Amendments to the 2024 International Property Maintenance Code.

Chapter 1. Scope and Administration.
Chapter 2. Definitions.
Chapter 3. General Requirements.
Chapter 4. Light, Ventilation and Occupancy Limitations.
Chapter 5. Plumbing Facilities and Fixture Requirements.
Chapter 6. Mechanical and Electrical Requirements.
Chapter 7. Fire Safety Requirements.
Chapter 8. Referenced Standards.

Article 2. Registration and Payment of Fees for Vacant Premises

Sec. 7.02.001. General.
Sec. 7.02.002. Registration requirement; registration statement.
Sec. 7.02.003. Annual registration renewal and registration fees; waiver of fees.
Sec. 7.02.004. Failure to register; registration by Department.
Sec. 7.02.005. Appeal rights.
Sec. 7.02.004. Duty to maintain property.
Sec. 7.02.007. Creation of line for unpaid charges, fees and penalties.

Section 2. *New Castle County Code* Chapter 7 ("Property Maintenance Code"), Article 1 ("Standards for Property Maintenance"), is deleted in its entirety and replaced with the following, which shall be considered underlined in its entirety.

ARTICLE I. PROPERTY MAINTENANCE CODE

Sec. 7.01.001. Adoption of the 2024 International Property Maintenance Code.

The 2024 International Property Maintenance Code, published by the International Code Council, Inc., is hereby adopted as the *New Castle County Property Maintenance Code,* for the control of premises, buildings and structures as herein provided. All the sections, conditions, and terms of the *2024 International Property Maintenance Code,* are hereby referred to, adopted and made a part of this Chapter as if fully set out herein, with the additions, insertions, deletions, and changes, as prescribed in Sec. 7.01.002.

Sec. 7.01.002. Amendments to the 2024 International Property Maintenance Code.

Certain sections and subsections of the *2024 International Property Maintenance Code*, adopted in Sec. 7.01.001, are amended as described herein.

CHAPTER 1. SCOPE AND ADMINISTRATION

PART 1 – SCOPE AND APPLICATION

SECTION 101–SCOPE AND GENERAL REQUIREMENTS

101.1 *Title* is amended by deleting the subsection in its entirety and substituting the following:

101.1 *Title.* The provisions adopted herein, including the *2024 International Property Maintenance Code*, as those provisions may be amended from time to time, shall be known as the *New Castle County Property Maintenance Code*, and hereafter referred to as "this code."

101.2 *Scope* is amended by deleting the subsection in its entirety and substituting the following:

101.2 *Scope and Jurisdiction.* This code shall apply to all existing residential and non-residential structures and premises located in unincorporated New Castle County and in any of the incorporated municipalities that opt to have New Castle County provide property maintenance code enforcement services. This code constitutes the minimum requirements and standards for premises, structures, equipment and facilities for light, ventilation, space, heating, sanitation, protection from the elements, a reasonable level of safety from fire and other hazards, and for a reasonable level of sanitary maintenance; the responsibility of owners, an owner's authorized agent, operators and occupants, the occupancy of existing structures and premises, and for the administration, enforcement and penalties.

A new subsection 101.5 is added as follows:

101.5 *Intent*. The provisions of this code shall be construed to ensure to the greatest extent possible the public health, safety and welfare insofar that they are impacted by the condition, use, and occupancy of buildings, structures, premises, equipment, and systems.

A new subsection 101.6 is added as follows:

101.6 *No liability created*. Nothing in this code shall create any liability for loss or damage resulting from the failure of the County to perform any responsibility set forth in this code or obligate the County to make any appropriation or expend any money for any purpose set forth in this code.

A new subsection 101.7 is added as follows:

101.7 *Representation and indemnification*. The code official, employees charged with administration and enforcement of this code, and members of the Board of License, Inspection and Review who are subject to a civil or criminal action arising from the performance of his or her duties shall have a right to representation and indemnification pursuant to *New Castle County Code* § 2.03.200 ("Indemnification of County officers and employees").

A new subsection 101.8 is added as follows:

101.8 *Time*. For the purposes of computing time, the following rules apply.

101.8.1 *Computation*. When the period is stated in days or a longer unit of time:

1. exclude the day of the event that triggers the period;

2. count every day, including intermediate Saturdays, Sundays, and any other day the County is closed for business; and

3. include the last day of the period, but if the last day is a Saturday, Sunday, or any other day on which the County is closed for business, the period continues to run until the end of the next day when the County is open for business.

101.8.2 *Additional time after service by mail*. Whenever a person responsible is required to do some act within a prescribed period after being served with a decision, notice, order or directive, and service is by first class mail, 3 days shall be added to the prescribed period. This provision shall not apply if a date for such act is explicitly provided in the decision, notice, order or directive.

A new subsection 101.9 is added as follows:

101.9 *Number.* A word importing only the singular number may extend and be applied to several persons or things, as well as to one person or thing; a word importing only the plural number may extend and be applied to one person or thing, as well as to several persons or things.

SECTION 102–APPLICABILITY

102.3 *Application of other codes* is amended by deleting the subsection in its entirety and substituting the following:

102.3 *Application of other codes.* Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the provisions of *New Castle*

County Code chapters 6, 12, 19, 38 and 40. Nothing in this code shall be construed to cancel, modify or set aside any provisions of chapter 40.

102.7 *Historic Buildings* is amended by deleting the subsection in its entirety and substituting the following:

102.7 *Historic Buildings*. The provisions of this code are not mandatory for existing buildings or structures designated as historic buildings where such buildings or structures are judged by the code official to be safe and in the public interest of health, safety and welfare and when the code provisions would otherwise affect the historic integrity of the structure, as determined in conjunction with the Historic Review Board. The provisions of this code shall not be construed to override statutes, laws, ordinances, rules or regulations with respect to the architectural or design integrity of buildings which have been designated as historic structures or which have historical significance, provided that such structures are maintained in good condition and repair and are not a threat to the health, welfare or safety of the occupants of the premises or the general public. This subsection is to be read and enforced in conjunction with subsection 102.7.1

A new subsection 102.7.1 is added as follows:

> 102.7.1 *Maintenance of property in historic overlay zoning districts–demolition by neglect.* The owner, lessee, or other person in charge of a structure or property in historic overlay zoning districts shall comply with all applicable codes, laws and regulations governing the maintenance of property, with the exception set forth in 102.7 (“Historic Buildings”). No officially designated historic structure or contributing structure on property within an historic overlay zoning district shall be allowed to deteriorate due to neglect by the owner, lessee or other person in charge. Demolition by neglect shall include any one or more of the following courses of action or inaction: a) deterioration of the structure's exterior to the extent that it creates or permits a hazardous or unsafe condition; b) deterioration of exterior walls or other vertical supports, roofs, chimneys, horizontal members, exterior wall elements including, but not limited to, wooden walls, brick, plaster or mortar to the extent that it adversely affects the character of the historic structure or could lead to irreversible damage to the structure; c) defective or insufficient weather protection for the exterior walls roofs foundations, doors and windows, including broken windows or doors and including lack of paint or other protective covering on exterior walls; or d) other appropriate property maintenance standards. The code official shall proactively inspect all properties subject to this subsection, twice annually, or as determined by the code official, from a list provided by the Historic Review Board, cite all violations as customary or as required in conjunction with the Historic Review Board as set forth above and promptly submit a written report on each violation with photographic documentation on each inspection to the Historic Review Board.

A new subsection 102.12 is added as follows:

102.12 *Effect upon suits, proceedings, rights, liabilities.* Nothing in this code shall be construed to affect any suit or proceeding pending in any court or any rights acquired or liability incurred or any causes of action acquired or existing, under any act or ordinance hereby repealed, nor shall any just or legal right or remedy of any character be lost impaired or affected by this code.

A new subsection 102.13 is added as follows:

102.13 *Savings clause.* This code shall not affect violations of any other ordinance, code or regulation existing prior to the effective date hereof, and any such violation shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes or regulations in effect at the time the violation was committed.

PART 2 – ADMINISTRATION AND ENFORCEMENT

SECTION 103–CODE COMPLIANCE AGENCY

103.1 *Creation of Agency* is amended by deleting the subsection in its entirety and substituting the following:

103.1 *The Department of Land Use Code Official*. The Department of Land Use shall be in charge in the implementation, administration, and enforcement of the provisions of this code. The General Manager of the Department of Land Use, or person designated by the General Manager, shall be the code official for all purposes described in this code.

103.2 *Appointment* is amended by deleting the subsection in its entirety and substituting the following:

103.2 *Official Records.* The Department of Land Use shall keep official records as required by law.

103.3 *Deputies* is amended by deleting the subsection in its entirety and substituting the following:

103.3 *Deputies*. The code official may designate inspectors, code enforcement officers, deputy code officials, hearing officers, and other Department employees the power to discharge any aspect of the code official's power and authority necessary for the proper administration and enforcement of this code.

SECTION–104 FEES

104.1 *Fees* is amended by deleting the subsection in its entirety and substituting the following:

104.1 *Administrative fees*. The code official is authorized to establish fees for activities and services performed by the Department related to the implementation, administration and enforcement of this code.

104.2 *Refunds* is amended by deleting the subsection in its entirety and substituting the following:

104.2 *Refunds and waivers*. The code official is authorized to refund or waive administrative fees, in whole or in part, pursuant to Department policies and procedures.

A new subsection 104.3 is added as follows:

104.3 *In forma pauperis (IFP) status*. Upon receipt of an Application to Proceed without Prepaying Fees or Costs, the code official is authorized to grant an applicant IFP status for good cause shown and pursuant to Department policies and procedures.

A new subsection 104.4 is added as follows:

104.4 *Appendix.* Administrative fees shall be as stated in the Appendix. The Appendix shall be maintained by the Department and shall be amended from time to time as deemed necessary by the code official. Notice of any change to the Appendix shall be published on the New Castle County website at least 30 calendar days before such change is to be effective.

SECTION 105–DUTIES AND POWERS OF THE CODE OFFICIAL

A new subsection 105.2.4 is added as follows:

> 105.2.4 *Approved materials and equipment*. Materials, equipment and devices approved by the code official shall be constructed and installed in accordance with such approval.

A new subsection 105.2.4.1 is added as follows:

> > 105.2.4.1 *Materials and equipment reuse*. Materials, equipment and devices shall not be reused unless such elements are in good working condition and approved.

105.5 *Notices and Orders* is amended by deleting the subsection in its entirety and substituting it with the following:

105.5 *Notices, orders and directives*. The code official is authorized to issue all necessary notices, orders and directives to ensure compliance with this code, a permit, certificate, or license issued by the code official, any report, detailed statement, or plan accepted and approved by the code official, and any written decision issued by the code official.

A new subsection 105.5.1 is added to read as follows:

105.5.1 *Corrections*. The code official may correct any mistake or error in a notice, order, directive, or decision arising from oversight or omission at any time on the code official's own initiative or upon the request of the person subject to the notice, order, directive or decision.

105.6 *(Official Records)* is amended by deleting it in its entirety and substituting it with the following:

105.6 *Inspections.* The code official is authorized to conduct inspections or to accept reports of inspections by agencies or individuals approved by the code official. Reports of such inspections shall be in writing and certified by a responsible officer of such approved agency or by the responsible individual.

105.6.1 *Approvals* is amended by deleting the subsection in its entirety.

105.6.2 *Inspections* is amended by deleting the subsection in its entirety.

105.6.3 *Code alternatives and modifications* is amended by deleting the subsection in its entirety.

105.6.4 *Tests* is amended by deleting the subsection in its entirety.

105.6.5 *Fees* is amended by deleting the subsection in its entirety.

105.7 *Liability* is amended by deleting the subsection in its entirety and substituting the following:

105.7 *Administrative enforcement*. The code official is authorized to enforce violations of this code through an administrative enforcement process.

Subsection 105.7.1 *Legal Defense* is amended by deleting the subsection in its entirety.

A new subsection 105.7.1 is added as follows:

105.7.1 *Corrective measures*. The code official is authorized to compel correction of violations by ordering the person responsible to make corrective measures and establishing a compliance date for the completion of corrective measures.

A new subsection 105.7.2 is added as follows:

105.7.2 *Extensions.* The code official is authorized to grant compliance date extensions, in writing, for justifiable cause.

A new subsection 105.7.3 is added as follows:

105.7.3 *Abatement.* The code official is authorized to abate violations of this code or employ the necessary labor and materials to abate violations.

A new subsection 105.7.4 is added as follows:

105.7.4 *Demolition.* The code official is authorized to demolish, or employ the necessary labor and materials to demolish, a building or structure that is so old, dilapidated or has become so out of repair and is dangerous, unsafe, unsanitary and otherwise unfit for human habitation or occupancy.

A new subsection 105.7.5 is added as follows:

105.7.5 *Code enforcement fees*. The code official is authorized to assess code enforcement fees for violations of this code.

A new subsection 105.7.5.1 is added as follows:

105.7.5.1 *Refunds and waivers*. The code official is authorized to refund or waive code enforcement fees, in whole or in part, pursuant to Department policies and procedures.

A new subsection 105.7.6 is added as follows:

105.7.6 *Not in Good Standing designation.* The code official is authorized to designate a person as “Not in Good Standing” when such person is delinquent in the payment of monies owed to the County or has been found to be in violation of this code.

A new subsection 105.7.7 is added as follows:

105.7.7 *Withholding Department services*. The code official is authorized to withhold any Department service, or place conditions and limitations on any Department service, requested by any person with a “Not in Good Standing” designation.

A new subsection 105.7.8 is added as follows:

105.7.8 *Notice of Unpermitted Structure or Structure Without a Certificate of Occupancy.* The code official is authorized to record a document in the New Castle County Office of the Recorder of Deeds documenting a violation of building without a permit or occupying a structure without a certificate of occupancy.

A new subsection 105.7.9 is added as follows:

105.7.9 *Administrative reviews and appeals*. The code official is authorized to establish review and appeal process wherein a person responsible who is aggrieved by a decision of the code official may seek review of the code official’s decision.

105.8 *Approved materials and equipment* is amended by deleting the subsection in its entirety and substituting the following:

105.8 *Judicial proceedings.* The code official is authorized to institute, or cause the County Attorney to institute, a judicial proceeding in a court of competent jurisdiction against any person violating the provisions of this code to prevent, restrain, correct, abate, remove, or enjoin any violation of the provisions of this code.

105.8.1 *Materials and equipment reuse* is amended by deleting the subsection in its entirety.

A new subsection 105.9 is added to read as follows:

105.9 *Incidental Authority.* The code official is authorized to exercise any duty or power granted by any other section of this code or any provision of the *New Castle County Code* and shall have those duties and powers incidental to or necessary for the exercise of any duty or power explicitly granted.

SECTION 106–MEANS OF APPEAL is deleted in its entirety.

A new SECTION 106 is added as follows:

SECTION 106–VIOLATIONS

106.1 *Violation*. It shall be a violation to construct, repair, maintain, occupy, or use a building, structure, premises, equipment, or system, or part thereof, in violation of this code, a notice or order of the code official, a permit, certificate, or license issued by the code official, any report, detailed statement, or plan accepted and approved by the code official.

106.2 *State of mind.* There is strict liability for violations of this code. It shall be unnecessary to prove the state of mind of person responsible regarding the failure to comply with any provision of this code. Lack of knowledge of a code requirement shall neither be a defense nor a mitigating factor when determining remedial measures or the imposition of fines or code enforcement fees.

106.3 *Administrative enforcement*. Any person violating the provisions of this code may be subject to the administrative enforcement proceedings and penalties provided in this code.

106.3.1 *Administrative penalties not exclusive of other administrative penalties.* The imposition of an administrative penalty shall not preclude the code official's authority to impose any other administrative penalty.

106.4. *Criminal enforcement.* In addition to, or in lieu of, proceeding with administrative enforcement for a violation of this code, a code enforcement officer may bring criminal charges in the Justice of the Peace Court by issuing a summons to a person the officer has reasonable grounds to believe has committed a violation or offense of this code. Only upon conviction shall the defendant have the right to appeal to the Court of Common Pleas.

106.4.1 *Dismissal of charges.* Any person subject to criminal proceedings under this code may avoid the same upon presenting sufficient evidence to the code enforcement officer to establish that the alleged violation has been corrected. If sufficient evidence is presented prior to trial, the County may enter a *nolle prosequi* with or without prejudice.

106.4.2 *Voluntary assessment*. Any summons issued by a code enforcement officer may provide that, in lieu of appearing in court, the offender may correct the offense(s) and remit a voluntary assessment of up to $200.00 for each offense cited. The summons may provide that each day such violation continues shall constitute a separate offense.

106.4.3 *Court imposed penalties.* Any person convicted of a violation of this code shall be subject to the following fines and may be subject to restitution or such other conditions as the court deems appropriate:

1. For the first conviction, the penalty shall be a fine of not less than $250.00 nor more than one thousand dollars $1,000.00.

2. For the second conviction for the same offense, the penalty shall be a fine of not less than $500.00, nor more than $2,500.00.

3. For all subsequent convictions for the same offense, the penalty shall be a fine of no less than $1,000.00 nor more $5,000.00. The unpaid fine amounts may be considered a tax lien and collected in the same manner as other County real estate taxes. "Fines" as used in this section shall also include any civil judgment awarded to the County thereof entered pursuant to 11 *Del. C.* § 4101 (Payment of fines, costs and restitution upon conviction), 25 *Del. C.* § 2901 et seq. (Liens of the State and/or its political subdivisions) or 9 *Del. C.* § 2907 et seq. (Abatement; creation of tax lien).

106.5 *Civil enforcement.* Any person violating the provisions of the code may be subject to a civil proceeding instituted by the County Attorney. In addition to available remedies at law, the County Attorney may apply for injunctive relief to prevent, abate, or enjoin any violation of the provisions of this code.

106.6 *Cost recovery/restitution*. In any administrative enforcement proceeding or judicial action, the County may seek the recovery of fines, code enforcement fees, actual damages, expert witness costs, court costs, prejudgment and post judgment interest, and

reasonable attorney fees. The violator shall also be responsible for costs incurred by the County in preventing, abating, or enjoining code violations and the costs of demolishing buildings and structures.

106.7 *Additional Remedies*. Administrative enforcement proceedings and the imposition of administrative enforcement measures shall not preclude the Attorney General, County Attorney, or code official from instituting appropriate criminal or civil actions or proceedings to prevent, enjoin or abate any violation of the code.

SECTION 107–VIOLATIONS is deleted in its entirety.

A new SECTION 107 is added as follows:

SECTION 107–ADMINISTRATIVE ENFORCEMENT PROCEEDINGS AND PENALTIES

107.1 *Decisions, notice, orders and directives*. The code official shall issue such decisions, notices, orders and directives necessary for proper administration and enforcement of this code.

107.1.1 *Removal of notices, orders, and placards*. Posted notices, orders, and placards affixed on any building, structure, or equipment by the code official shall not be mutilated, destroyed or tampered with, or removed without authorization from the code official.

107.1.2 The removal of a notice, order or placard shall be a violation of this code and any person who defaces or removes a notice, order or placard without the approval of the code official shall be subject to the penalties provided by this section or a fine of up to $1,000 per occurrence.

107.1.3 The code official shall remove, or authorize the removal of notices, orders, and placards whenever the violation, defect or defects upon which the noticing action were based have been corrected

107.2 *Violation notice*. Whenever the code official determines that there has been a violation of this code, or has grounds to believe that a violation exists, a violation notice shall be issued to the person responsible.

107.2.1 *Exceptions*. A violation notice is not required in the following situations:

1. The violation is reoccurring and the person responsible was issued a violation notice for the same violation within the preceding one-year period calculated from the date of the violation notice.

2. The violation is continuous and the person responsible was issued a violation notice for the same violation regardless of the amount of time the violation remains uncorrected.

3. A violation exists or is reasonably believed to exist, because work is being done in an unsafe or dangerous manner, or jeopardizes the health, safety or welfare of the public, or is being done (or was done) in the absence of a necessary permit, license, or registration.

4. The code official issues a notice, order, or placard pursuant to Section 108 (Stop Work Order), Section 109 (Unsafe Structures and Equipment), or Section 110 (Emergency Measures).

107.2.2 *Content of Violation Notices.* Violation notices shall include the following information:

1. Description of the property sufficient for identification;

2. Statement of the violation;

3. Correction order or directive to eliminate the violation;

4. A reasonable time for correction of a violation. If no compliance date is stated in the notice, the compliance date shall be deemed 15 days from the date of service;

5. A statement of the right to seek an administrative review of the notice;

6. Notice that failure to timely comply with the correction order may result in the County taking corrective measures and the assessment of code enforcement fees; and

7. Notice of the County's right to file a lien against the property for unpaid code enforcement fees.

107.3 *Method of Service.* Decisions, notices, orders, and directives issued by the code official shall be deemed to be properly served where a copy thereof is served upon the person responsible in accordance with one of the following methods:

1. Personally.

2. By first class mail to the last known address of the person responsible.

3. By certified or registered mail to the last known address of the person responsible.

4. Posted at the entrance or in a conspicuous place in or about the premises, building or structure on the property where the violation(s) exist.

5. Leaving it in the possession of an adult in apparent or actual charge of the premises, building, or structure.

6. Delivered in any other manner as prescribed by law for legal service. Corporations may be served by delivering the notice to the corporation's registered agent.

7. Service of notice upon the authorized agent or legal representative of the person responsible shall constitute service upon the person responsible.

8. After a violation notice is issued pursuant to one of above methods, decisions, notices, orders and directives may be served via electronic mail at the request of the person responsible.

107.4 *Proof of Service*. The person responsible for service of the decision, notice, order or directive is authorized to certify the method and date of service.

107.5 *Compliance date extensions.* Application for an extension of a compliance date may be made in writing to the code official.

107.5.1 *Justifiable cause required*. The applicant must demonstrate justifiable cause and explain all pertinent surrounding circumstances including reasons for the delay, plans for completion, and what actions the applicant has taken to correct the problem.

107.5.2 *Approval and conditions*. Extensions shall be at the discretion of the code official and shall be in writing. The code official may set conditions on any extension granted.

107.5.3 *Extension Fee*. A fee as set forth in the Appendix shall be charged for each extension.

107.6 *Inspections*. The code official shall perform necessary inspections to determine whether a violation has been timely corrected.

107.6.1 *Reinspection fees*. The code official is authorized impose a reinspection fee for each inspection that confirms the violation has not been corrected by the compliance date.

107.6.1.1 *No charge for the first reinspection*. The code official may impose a reinspection fee for each inspection after the second inspection that confirms the existence of the violation.

107.6.1.2 *Exception* for *citation penalties*. The code official shall not impose a reinspection fee if the violation is subject to the citation process and a civil penalty has been issued for the violation.

107.6.2 *New violation*. Any new violation found during a reinspection shall be separately noticed. A continuing violation shall not be considered a new violation.

107.7 *Occupancy not required*. The code official may issue a violation notice and assess administrative penalties regardless of whether the property owner resides upon the property, and regardless of whether the property is developed, occupied, or is a vacant lot.

107.8 *Requesting administrative review of a violation notice*. Any person receiving a violation notice may contest the existence of the violation by timely requesting an administrative review within the following timeframe:

1. Within 10 days of the date of the violation notice for violations subject to citation.

2. For all other violations, by the compliance date stated in the violation notice or if no compliance date is specified, within 10 days of the date of the violation notice.

107.8.1 *Review*. Violation notices shall be contested in writing in accordance with the provisions of 107.9.4.2

107.8.2 *Fee*. The applicable application review fee is stated in the Appendix and shall be waived if the applicant prevails on all issues under review.

107.9 *Violations subject to the citation process*. The code official is authorized to assess a civil penalty for any violation of the following subsections of this code that remain uncorrected after 10 days following the issuance of a violation notice:

302.1 Sanitation.
302.4 Prohibited growth of grass and weeds.
302.7 Accessory Structures.
302.8.3 Inoperable or unregistered vehicles.
302.8.4 Oversized vehicle parking.
302.8.6 Parking of vehicles.
302.10 Outside storage of household items.
302.11 Outside storage of debris.
302.12 Encroachment on sidewalk.
302.16 Portable temporary storage units.
303.1 Swimming pools.
308.1 Accumulation.
308.2 Disposal of rubbish.

107.9.1 *Continuing violation*. A civil penalty may be issued for any subsequent 10-day period in which the violation exists until the violation is corrected. The code official shall not be required to issue more than one violation notice for a continuing violation unless there is a change in ownership of the property.

107.9.2 *Civil penalty amount*. If the violation remains uncorrected, the civil penalty amount may increase with each subsequent citation in the following amounts:

1. $50.00 for the first citation.

2. Up to $75.00 for a second citation for the same violation issued within one year of the date of the violation notice.

3. Up to $100.00 for subsequent citations issued for the same violation within one year of the date of the violation notice.

4. The amount due shall double if not paid within 30 calendar days from the date of the citation.

107.9.3 *Exempt property*. Maintenance corporations established to maintain private open space and common facilities in residential subdivisions shall not be issued citations.

107.9.4 *Administrative review*. The person responsible may seek an administrative review of the assessment of civil penalty through the citation process.

107.9.4.1 *Time.* The request for review shall be submitted within 10 days from the date of assessment of the civil penalty.

107.9.4.2 *Review*. The civil penalty shall be contested in writing.

1. A detailed written explanation including any relevant information or evidence must timely be submitted by mail, uploaded online, or hand delivered to the New Castle County Government Center c/o Hearing Officer.

2. After the application deadline but prior to the issuance of the written decision, the hearing officer may accept supplemented material at the hearing officer's discretion.

3. Administrative reviews shall occur by the hearing officer's examination of the person responsible' s written submission, the citation and any other notices relating to the citation, including attachments thereto, that were previously served upon the person responsible and public records.

4. An in-person hearing may be requested at the time of application for good cause shown and granted at discretion of the hearing officer or as matter of reasonable accommodation.

5. The hearing officer shall issue a written decision within 20 days of receipt of the request for review.

107.9.4.3 *Review Fee*. The applicable fee is stated in the Appendix and shall be waived if the applicant prevails on all issues under review.

107.10 *Administrative review prior to imposition of administrative enforcement measures.* The code official is authorized to impose the following administrative enforcement measures and penalties for any violation of this code.

107.10.1 *Hearing required*. The person responsible shall be provided an opportunity to be heard at an administrative hearing to contest the violation prior to the imposition of the following administrative enforcement measures.

107.10.2 *Virtual hearings*. Administrative hearings shall be conducted virtually subject to Department policies and procedures. The person responsible shall be provided the opportunity to participate by telephone.

107.10.3 *In-person hearings*. A request for an in-person hearing may be granted for good cause shown, as matter of reasonable accommodation, or at the discretion of the hearing officer.

107.10.4 *Conduct of hearing*. Administrative review proceedings are informal but may be subject to rules of procedure for the conduct of the proceedings.

1. The person responsible may be self-represented, represented by counsel, or may be assisted by a spokesperson.

2. The hearing officer shall hear testimony and accept evidence from the Department regarding the reasons for issuance of the notice that is under review. The person responsible shall be provided an opportunity to cross-examine witnesses concerning any evidence that is used to support the issuance of the notice. The person responsible shall then be provided an opportunity to demonstrate that the notice was issued erroneously. The hearing officer may question any witness at any time.

3. The hearing shall proceed if the person responsible fails to appear upon a showing by the Department that proper notice was provided.

107.10.5 *Dismissal of action*. The hearing officer may dismiss the administrative enforcement action upon finding:

1. The violation did not occur.

2. The violation was timely corrected.

3. The true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted.

4. The notice contains an error of fact or law.

5. The provisions of this code do not fully apply.

6. An equivalent or better form of construction is proposed.

107.10.6 *Review fee*. The applicable review fee is stated in the Appendix and shall be waived if the person responsible prevails on all issues under review.

107.10.7 *Administrative decisions*. If the administration enforcement action is not dismissed following an administrative review, the hearing officer shall issue a written decision and detail the reasons for any adverse action taken and or that may occur absent compliance. The decision shall contain:

1. findings relied on by the hearing officer when rendering the decision; and

2. directives for the correction of the violation (if applicable).

107.11 *Administrative enforcement measures*. After the issuance of a written decision, the code official is authorized to impose any of the following measures if the person responsible fails to timely comply with the code official directives or orders.

107.11.1 *Civil penalties*. The code shall be authorized to issue a penalty assessment notice.

1. *Civil penalty amount for unlawful removal.* The removal of a notice, order, or placard shall be subject to a $1,000 civil penalty per occurrence.

2. *Civil penalty amount.* For other code violations, each day a violation continues the amount per violation shall be up to $100.

107.11.2 *Abatement.* The code official is authorized to issue abatement orders and notices to restrain, correct or abate a violation, to prevent illegal occupancy of a building, structure or premises, or to stop an illegal act, conduct, business or utilization of a building, structure or premises. If the person responsible for a premises fails to comply with an abatement order or notice within the time prescribed, the code official may cause the abatement of the violation either through an available public agency or by contract or arrangement with private persons.

107.11.3 *Demolition*. The code official is authorized to issue demolition orders and notices where any building or structure is so old, dilapidated or has become so out of repair and is dangerous, unsafe, unsanitary and otherwise unfit for human habitation or occupancy. If the person responsible for a premises fails to comply with a demolition order or notice within the time prescribed, the code official may cause the structure to be demolished or removed, either through an available public agency or by contract or arrangement with private persons

107.11.4 *Cost recovery*. The code official is authorized to pursue the recovery and collection of costs for the abatement of a violation or demolition of a building or structure.

107.11.4.1 *Recoverable Costs*. The person responsible for the building, structure, premises, equipment, or system shall be responsible for:

1. Costs associated with investigation, removal, remediation, sampling, monitoring, of the violation including the costs of reports, studies, and opinions prepared by design professionals, the institution and maintenance of temporary safeguards or emergency repairs, restoration of unsafe buildings, structures, equipment or systems, abatement, and demolition ordered by the code official.

2. Administrative fees for processing vendor requests and providing vendor services.

107.11.4.2 *Property lien*. Upon completion of remedial work, the person responsible shall be provided the opportunity to reimburse the County for recoverable costs. If the person responsible fails to reimburse the County within 30 days after notice requesting reimbursement is sent, such amount may be charged against the real estate upon which abatement or demolition occurred. Liens may be collected by any available legal recourse.

107.11.5 *Designating an entity as Not in Good Standing.* The code official is authorized to issue a notice designating a person as Not in Good Standing when such person is delinquent in the payment of monies owed to the County or has been found to be in violation of this code

107.11.5.1 *Withholding Department services*. The code official is authorized to withhold any Department service, or place conditions and limitations on any Department service, requested by any person that holds a Not in Good Standing designation (“person designated.”)

107.11.5.2 *Refusal to issue any further building permits or certificates of occupancy.* The code official may refuse to grant any further building permits or certificates of occupancy to the person designated, to any corporation, partnership, joint venture, or other legal entity with which the person designated

has a controlling interest (controlling interest means the acquisition of sufficient dominance to determine the operational and financial policies of a corporation, partnership, committee, club or other organization, holding company, joint stock company, receivership, trust, or any legal entity organized for profit, including disposition of its assets or any interest representing more than 5% of a corporation, partnership, committee, club or other organization, holding company, joint stock company, receivership, trust, or any legal entity organized for profit), or to any business entity formed by the person designated in an attempt to circumvent the effect of this penalty. The code official is authorized to withhold additional permits only until the person designated remedies the code violations.

107.11.6 *Notice of Unpermitted Structure or Structure Without a Certificate of Occupancy.* The code official is authorized to record a document in the Office of the Recorder of Deeds in and for New Castle County documenting a violation of building without a permit or occupying a structure without a certificate of occupancy.

107.11.6.1 *Notice required*. The code official shall provide notice of the intent to record the document to the person responsible no less than 20 days prior to recordation. Separate notice shall not be required if the code official includes the intent to record a document in any order, directive or decision.

107.11.7 *Measures specific to abandoned vehicles*. The code official is authorized to remove or cause the removal of an abandoned vehicle from private property pursuant to subsection 302.8.4 ("Towing inoperable, unregistered or abandoned vehicles from private property").

107.11.8 *Measures stated in this code*. The code official is authorized to impose any other measure provided in this code.

107.12 *Unpaid code enforcement fees*. Unpaid code enforcement fees assessed by the code official may be collected in the same manner as property taxes pursuant to 25 *Del. C.* § 2901 ("Liens of taxes and other charges; Notice of Lien"), 9 *Del. C.* § 2907 ("Abatement; creation of tax lien"), *New Castle County Code* § 14.02.004 ("Collection of code enforcement fees"), and applicable County polices & procedures.

107.13 *In forma pauperis (IFP) status*. If an applicant is financially unable to pay an administrative fee, the applicant may request that the code official grant the applicant IFP status.

107.13.1 *IFP application*. The applicant must fully complete the Application to Proceed without Prepaying Fees and provide an affidavit that contains the following information and statements:

1. The affiant's identity, source, and amount of all of the affiant's income.

2. Household income including spouse's income.

3. All real and personal property owned either individually or jointly.

4. All cash or bank accounts held either individually or jointly, any dependents of the affiant.

5. All debts and monthly expenses of the affiant.

6. A statement that the information in the affidavit is true, correct, and complete and made under penalty of perjury.

7. A statement that the affiant agrees that intentionally omitting or falsifying information on the affidavit shall result in denial of the fee waiver request.

107.13.2 *Good cause shown*. The code official may request additional information or documentation from the applicant as the code official deems necessary to demonstrate the applicant's need for the fee waiver. An applicant's failure to demonstrate good cause or to provide requested information shall result in denial of the fee waiver request.

107.13.3 *Validity*. A fee waiver shall be valid through the continuation of the same matter. An applicant must submit a fee waiver request for each new matter.

107.14 *Stays of administrative enforcement measures*. A person responsible may request a stay of the imposition of administrative enforcement measures while a decision of the code official is undergoing administrative or judicial review. A written request must be submitted to the code official.

107.14.1 *Approval*. The stay shall be considered automatically approved on the day received by the code official unless the code official determines that granting the stay would jeopardize the health, safety or welfare of the public and notifies the applicant of the denial of the stay within 20 days of the stay request.

107.14.2 *Duration of stay*. The stay shall remain in place until the resolution of the administrative or judicial review of the matter and the expiration of any applicable appeal period.

107.14.3 *Operation of stay.* The code official shall not impose any administrative enforcement measures for the matter during the stay.

1. *Exception.* The code official may impose any administrative enforcement measure the code official determines is necessary to protect the health safety and welfare of the public.

107.14.4 *Limits of stay; no retroactivity*. A stay shall not operate to eliminate or reduce code enforcement fees incurred prior to placement of the stay or limit the

code official's authority to pursue enforcement regarding any other violation not specifically part of the matter under administrative or judicial review.

SECTION 108–STOP WORK ORDER

108.4 *Failure to comply* is amended by deleting the subsection in its entirety and substituting the following:

108.4 *Failure to comply.* Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be subject to any of the enforcement actions available in this code.

SECTION 109–UNSAFE STRUCTURES AND EQUIPMENT

109.1.1 *Unsafe Structures* is amended by deleting the subsection in its entirety and substituting the following:

109.1.1 *Unsafe Structures.* An unsafe structure is one that is found to be hazardous to the life, health, property or safety of the public or the occupants of the structure by not providing minimum safeguards to protect or warn occupants in the event of fire, or because such structure contains unsafe equipment or is dangerous. All unsafe structures shall be taken down and removed or made safe and secure as deemed necessary by the code official and as provided for in this code.

109.1.2 *Unsafe equipment* is amended by deleting the subsection in its entirety and substituting the following:

109.1.2 *Unsafe equipment.* Unsafe equipment includes any boiler, heating equipment, elevator, moving stairway, electrical wiring or device, flammable liquid containers or other equipment on the premises or within the structure that is in such disrepair or condition that such equipment is a hazard to life, health, property or safety of the public or occupants of the premises or structure. All equipment deemed unsafe by the code official shall not be operated after the date stated in the notice of violation unless the required repairs or changes have been made and the equipment has been approved.

109.1.3 *Structure unfit for human occupancy* is amended by deleting the subsection in its entirety and substituting the following:

109.1.3 *Structure unfit for human occupancy*. A structure is unfit for human occupancy whenever the code official finds that such structure is unsafe, unlawful or, because of the degree to which the structure is in disrepair or lacks maintenance, is insanitary, vermin or rat infested, contains filth and contamination, or lacks ventilation, illumination, sanitary or heating facilities or other essential equipment required by this code, or because the location of the structure constitutes a hazard

to the occupants of the structure or to the public. All unfit structures shall be made fit and safe as deemed necessary by the code official and as provided for in this code.

109.1.4 *Unlawful structure* is amended is amended by deleting the subsection in its entirety and substituting the following:

109.1.4 *Unlawful structure.* An unlawful structure is one found in whole or in part to be occupied by more persons than permitted under this code, or was erected, altered or occupied contrary to law. All unlawful structures shall be made lawful.

109.2 *Closing of vacant structures* is amended by deleting the subsection in its entirety and substituting the following:

109.2 *Closing of structures*. If the structure is unfit for human habitation and occupancy, the code official is authorized to post a placard of condemnation on the premises and order the structure closed up so as not to be an attractive nuisance. Upon failure of the person responsible to close up the premises within the time specified in the order, the code official shall cause the premises to be closed and secured through any available public agency or by contract or arrangement by private persons and the cost thereof shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate and collected by any other legal resource.

109.4 *Notice* is amended by deleting the subsection in its entirety.

109.4.1 *Form* is amended by deleting the subsection in its entirety.

109.4.2 *Method of service* is amended by deleting the subsection in its entirety.

109.6 *Transfer of ownership* is amended by deleting the subsection in its entirety.

109.7.1 Placard removal is amended by deleting the subsection in its entirety.

A new subsection 109.8.1 is added to read as follows:

109.8.1 *Written approval necessary*. No structure or premises which has been declared as unsafe, unlawful, or unfit shall be occupied until the defects have been eliminated, written approval of the code official is obtained, and the placard is removed by the code official.

A new subsection 109.9.1 is added to read as follows:

109.9.1 *Costs*. In addition to any other remedy, upon failure of the person responsible to comply with the notice of violation within the time given, the code official is authorized to eliminate any violation, unsafe or unfit condition, or demolish any unsafe or unfit structure through any available public agency or by contract or

arrangement with private persons and the cost thereof shall be charged against the parcel and shall constitute a lien upon such real estate and may be collected by any other legal resource.

A new subsection 109.10 is added to read as follows:

109.10 *Restricted Entry*. Property owners, their representatives and contractors may enter a placarded property that has been declared as unsafe, unlawful, or unfit, from 7 a.m. to 7 p.m., solely to eliminate defects to make the premises habitable. Entry onto the property outside of these hours must be approved in advance in writing by the code official.

A new subsection 109.11 is added to read as follows:

109.11 *Rule to Show Cause hearing*. If an unsafe, unlawful, unfit or unsanitary condition is found in a building, structure, or upon the premises, the code official shall serve on the owner, agent, or person in control of the structure, a written notice that describes the condition deemed unsafe, unlawful, unfit or unsanitary and specifies the required repairs or improvements, or demolitions necessary to render the building, structure, or premises safe and secure. Such notice shall require the persons thus notified to appear within no more than 10 days at a specified time in the Department, to show cause why the said building, structure, or premises should not be made safe and secure or be repaired, improved, or demolished as deemed necessary by the code official.

SECTION 110–EMERGENCY MEASURES

A new subsection 110.1.1 is added to read as follows:

110.1.1 *Imminent danger of demolition by neglect of designated historic structures or contributing structures in historic overlay zoning districts.* If it is determined by the code official after consultation with, and a decision by, the Historic Review Board, that there is imminent danger of the loss of a designated historic structure or contributing structure or a feature that contributes to the historic integrity of a structure within a historic overlay zoning district via demolition by neglect, and after prior required notice and an opportunity to cure as set forth elsewhere in this code and in chapter 40 of the *New Castle County Code*, the County Attorney may be requested to seek injunctive relief deemed necessary and appropriate to preserve the structure and/or to pursue emergency repairs pursuant to this section.

110.6 *Hearing* is amended by deleting the subsection in its entirety and substituting the following:

110.6 *Hearing*. Any person ordered to take emergency measures shall comply with such order forthwith. Any affected person shall thereafter, upon application to the code official, be afforded an administrative hearing.

SECTION 111–DEMOLITION

111.1 *General* is amended by deleting the subsection in its entirety and substituting the following:

111.1 *General*. When the code official determines that a structure is dangerous, unsafe, unsanitary, unlawful or otherwise unfit for human habitation or occupancy the following options are available to the code official:

1. The code official is authorized to order the owner or owner's authorized agent to make repairs sufficient to make the structure safe and sanitary. If there has been a cessation of repairs for a period of more than one year, the structure may be ordered demolished and removed.

2. The code official is permitted to order the owner or owner's authorized agent to demolish and remove the structure.

111.2 *Notices and orders* is amended by deleting the subsection in its entirety.

A new SECTION 112 is added as follows:

SECTION 112–TEMPORARY HOUSING

112 *Temporary Emergency Housing in a Residential District.* Temporary emergency housing may be placed in a residential district to provide temporary occupancy as living quarters for persons who have been displaced from their primary residence as the result of substantial damage thereto as the result of a declared natural disaster, subject to 302.8.6 ("Recreational vehicle") and 302.8.7 ("Parking of vehicles") and the following conditions:

1. The residential dwelling or dwelling unit, building, structure, or premises used as primary living quarters on the impacted parcel was lawfully established and has incurred such substantial damage as the result of a declared natural disaster to cause it to be deemed uninhabitable as determined by the code official based on verifiable evidence provided by the applicant to the code official. This may include an inspection report by an official of a federal or state agency or the code official.

2. Temporary emergency housing may be approved for placement on an impacted parcel for an initial term of 180 days. The permit fee associated with this temporary use only is waived. Within this initial term, a building permit must be applied for to repair the damage caused by the declared natural disaster to make the residential dwelling or dwelling unit, building, structure, or premises used as primary living quarters habitable. This building permit shall also serve as a temporary permit for temporary emergency housing. To obtain a permit, the

applicant shall file an application on a form furnished by the code official for that purpose.

3. Subsequent to the initial term of 180 days, the temporary emergency housing may be approved by the code official for additional extensions, without a charge therefore, of up to 90 days each for good cause as determined by the code official.

4. Only one temporary emergency housing unit may be placed on each impacted parcel, and the temporary emergency housing unit may only be occupied as temporary emergency primary living quarters by County residents who have been displaced from their primary residence on the impacted parcel as the result of a declared natural disaster.

5. Temporary emergency housing shall be subject to inspection as determined to be necessary by the code official to ensure compliance with this code and any other applicable law.

A new SECTION 113 is added as follows:

SECTION 113–APPEAL OF ADMINISTRATIVE DECISIONS

113.1 *The Board of License, Inspection and Review*. The Board shall hear and decide an appeal timely filed by any person aggrieved by the code official's final decision regarding the issuance, transfer, renewal, refusal, suspension, revocation, or cancellation of any County license, or regarding any notice, order or other action as a result of any County inspection affecting him or her directly.

113.2 *Application*. An application shall be filed with the code official within 20 days of the date the administrative decision is issued from which the appeal is made.

113.2.1 *Fee*. An appeal is not considered filed unless the appeal fee is paid, the code official previously granted the applicant IFP status in the matter, or a completed Application to Proceed without Prepaying Fees or Costs and affidavit consistent with the provisions of 107.13.1 ("IFP application") is submitted to the Board.

113.2.2 *Basis of appeal*. The application shall clearly identify the decision that is being appealed and the reasons for the appeal. The Applicant must demonstrate that the code official's action was arbitrary and capricious or contrary to law. The applicant should be prepared to demonstrate that:

1. the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted by the code official;

2. the code official made an error of fact or law;

3. the provisions of this code do not fully apply;

4. a civil penalty amount was calculated incorrectly; or

5. abatement costs were calculated incorrectly.

113.3 *Rules and procedures*. Persons appearing before the Board shall comply with Board's Rules of Procedure.

113.4 *Hearings*. All hearings shall follow the Board's Rules of Procedure. The Board shall hear any evidence which either party may desire to offer subject to reasonable time limits and relevance of the evidence to the issues properly before the Board.

113.5 *Authority on appeal*. The Board may affirm, modify, reverse, vacate or revoke the action from which the appeal was taken to it. The Board shall not have the authority to waive any requirement of the *New Castle County Code*.

113.6 *Written decision*. The Board shall render a written decision which shall be subject to review pursuant to the petitioner filing a petition for *writ of certiorari* with the Superior Court of Delaware.

113.7 *Costs of record preparation*. Any party seeking review of a Board decision by the Delaware Superior Court shall be responsible for the costs incurred by the Department for preparation of the record.

113.8 *IFP status*. The Board Chair may grant IFP status and waive the appeal fee and costs required by this section for good cause shown and consistent with Department policies and procedures. The Board Chair may request additional information or documentation from the applicant that the Chair deems necessary to demonstrate the applicant's need for the fee waiver. An applicant's failure to demonstrate good cause or to provide requested information shall result in denial of the fee waiver request.

CHAPTER 2. DEFINITIONS

SECTION 201–GENERAL

201.3 *Terms defined in other codes* is amended by deleting the subsection in its entirety and substituting the following:

201.3 *Terms defined in other codes*. Where terms are not defined in this code and are defined in the International Building Code, International Existing Building Code, State of Delaware Fire Prevention Regulations, International Fuel Gas Code, International Mechanical Code, International Plumbing Code, International Residential Code, as adopted by New Castle County, or chapters 6, 12, 19, 38 or 40 of the *New Castle County Code*, such terms shall have the meanings ascribed to them as stated in those codes.

SECTION 202–GENERAL DEFINITIONS

SECTION 202–GENERAL DEFINITIONS is amended by adding the following definitions:

Accessory Structure. A building or structure detached from a principal building located on the same lot, and which is customarily incidental and subordinate to the principal use or building.

Accumulation. Any condition that includes the holding, storing, stockpiling, amassing, gathering or mere presence, without regard to whether the act of accumulating was done by the property owner or another with or without the permission of the property owner.

Administrative Hearing. A hearing held before the code official, or a hearing officer designated by the code official.

Boat. Any sailing vessel that is designed or intended to operate on any body of water and can be propelled by such motive power as oars, paddles, wind or engine.

Building Code Official. The code official.

Clear water. Storm water, groundwater, roof run-off, yard drainage, yard fountain, hot tub or pool drainage, pond overflow or any substance other than sanitary sewage.

Code Official. The General Manager of the Department of Land Use, or the person designated by the General Manager.

Code enforcement fees. Code enforcement fees include the following:

1. Citations and other civil penalties imposed by the code official.

2. Costs associated with investigation, removal, remediation, or abatement of violations including the costs of reports, studies, and opinions prepared by design professionals, the institution and maintenance of temporary safeguards or emergency repairs, restoration of unsafe buildings, structures, equipment or systems, or demolition ordered or deemed necessary by the code official.

3. Administrative fees required by this code.

4. Costs associated with the collection of bond proceeds.

Commercial business. Any enterprise other than an agricultural enterprise or industrial business and may include but is not limited to wholesale, retail and other mercantile activities, office buildings, hotel or motel structures, shopping centers and department

stores. The term "commercial business" also includes activities related to tourism and recreational facilities.

Condemn. To determine a structure or equipment to be unsafe or when a structure is found unfit for human occupancy, or unlawful.

Corrective maintenance. Maintenance to be undertaken following the detection of deterioration of the primary load bearing system or the façade with the goal of remediating conditions reported by the design professional.

Continuing violation. Any violation that remains uncorrected or where the same violation reoccurs within a twelve-month period.

County. New Castle County, Delaware.

Debris. Material which is stored externally and exposed to the elements or covered with tarps or plastic including, but is not limited to: indoor furniture, household items, goods, appliance, and appliance parts, inoperative or discarded machinery, automobiles, automobile parts, tires, airplane and helicopter parts, refuse, rubbish, garbage, trash or junk, broken concrete, bricks, blocks or other mineral matter, bottles and cans, scrap or discarded lumber, wood (other than stacked firewood for use on the premises), pallets, pipe, steel, paper, cardboard, insulation, and other building materials.

Demolish or demolition. The razing or destruction, whether entirely or in part, of a building, structure, site, or object. Demolition includes the removal of a building, structure, or object from its site, the removal or destruction of the facade or surface, or the alteration to such an extent that repair is not feasible or is so costly so as to be prohibitive, rendering the property unfit for use. Demolition shall also include demolition by neglect as defined in Chapter 40 of the *New Castle County Code*.

Department. The Department of Land Use.

Department of Land Use. The New Castle County Department of Land Use.

Department of Public Works. The New Castle County Department of Public Works.

Developed parcel. Any improved parcel of land that has one or more residential, office, commercial or industrial structures located thereon.

Disaster declaration. A formal statement by the President of the United States, the Governor of the State of Delaware, or the County Executive of New Castle County that a disaster or emergency situation exists within New Castle County, which may be referred to as a "declared natural disaster."

Domestic animal. A dog, cat, or other animal, the keeping of which is not otherwise prohibited, that has been raised or maintained in confinement or otherwise domesticated as to live in a tame condition.

Dumpster. Any container or bin capable of storing, transporting, receiving, hauling, or emptying over 150 gallons of garbage, trash, refuse, waste, or materials including, but not limited to, commercially available roll-off units.

Dwelling or Dwelling unit. A single unit providing complete, independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation excluding lodging facilities.

Façade. All areas on the exterior of a building including all exterior walls and exterior wall covering; without limitation, a façade further includes cornices, belt courses, corbels, terra cotta trim, wall facings, and other decorative features, parapets, architectural trim and embellishments, and all connected or attached appurtenances such as balconies and decks, and attached handrails, fire escapes, chimneys, hanging air conditioners, and window washing and exterior maintenance systems.

Family. Any number of individuals legally related through blood, marriage, adoption, or guardianship including individuals placed for foster care by an authorized agency, or up to four unrelated individuals living and cooking together and functioning as a single housekeeping unit using certain room and housekeeping facilities in common.

Good standing. At the time of a request of any service from the Department, an individual or legal entity is neither delinquent in the payment of monies owed to the County or has a pending, open, or unresolved violation of the New Castle County Code.

Grade plane. A reference plane representing the average of finished ground level adjoining the building at exterior walls. Where the finished ground level slopes away from the exterior walls, the reference plane shall be established by the lowest points within the area between the building and the lot line or, where the lot line is more than 6 feet from the building, between the building

Grass. Any of various plants having narrow leaves, hollow jointed stems, and spikes or clusters of membranous flowers borne in smaller spikelets.

In forma pauperis (IFP) status. A status granted by the code official or the Chair of the Board of License, Inspection or Review allowing an applicant to request an administrative hearing or appeal without paying the required administrative fee.

License. Any license, certificate, or permit required by statute, ordinance, or regulation to be obtained from any County department or board as a prerequisite to engaging in any activity.

New Castle County Register of Historic and Architectural Heritage. Any building that is listed on the National Register of Historic Places, or meets the criteria to be listed on the National Register of Historic Places, satisfies the criteria for designation as a historic resource in Chapter 40, Article 15 of the New Castle County Code or identified in the New Castle County Historic Sites working list contained in the Appendix of this code.

Not in Good Standing. A designation made by the code official upon a finding that an individual or legal entity is delinquent in the payment of monies owed to the County or has a pending, open, or unresolved violation of the New Castle County Code.

Noxious Weed. A plant species designated as noxious weeds by the State of Delaware, including, but not limited to, Johnsongrass *(Sorghum halepense),* Canadian Thistle *(Cirsium arvense),* Burcucumber *(Sicyos angulatus)* and Giant Ragweed *(Amrosia trifida).*

Oversized Vehicle. Any vehicle or off-highway vehicle (excluding recreational vehicles and boats) the length of which is greater than 240 inches or the width of which is over 84 inches or the height of which is over 84 inches or the weight of which exceeds eight thousand 8,000 pounds.

Owner's authorized agent. An individual or legal entity that the property owner has formally designated in writing or by agreement to act on the owner's behalf with specific authority. A tenant is not considered an owner's authorized agent. Property managers, licensed contractors, real estate agents, leasing agents and attorneys can act as an owner's authorized agent.

Parcel. A lot or piece of land separately identified by a tax assessment parcel number issued by the County.

Person. An individual, corporation, company, firm, partnership, association, or other business entity and any group acting as a unit including builder(s), developer(s), owner(s), or contractor(s).

Person responsible. A person having apparent or actual charge, care or control of the building, structure, premises, equipment, or system, or an authorized agent or legal representative or such person. The following persons shall be considered the person responsible:

1. Permit holder for violations of a permit or notices and orders related to a permit.

2. Licensee for violations of a license or notices and orders related to a license.

3. Property owner or owner's authorized agent for violations where a permit holder or licensee is not responsible or if responsibility is attributed to both the property owner and the permit holder or licensee.

Primary load bearing system ("PLBS"). The assemblage of structural components within a building comprised of columns, beams, and/or bracing that by contiguous interconnection form a path by which external and internal forces applied to the building are delivered to the foundation.

Recreational vehicle. A vehicle designed for or used as temporary living quarters for recreational, camping, vacation or travel use, or for temporary emergency housing as the result of a declared natural disaster (subject to Section 113., Section 202., and Sections 302.8.5. through 302.8.6.), including, but not limited to, house trailers, travel trailers, motor homes, self-propelled campers, or any other motor vehicle with permanent camper components. Living quarters shall include sleeping, cooking and lavatory facilities.

Residential district. Any property or group of properties designated by a residential zoning classification on the official New Castle County zoning maps.

Rubbish. Combustible and noncombustible waste materials and trash and debris, except garbage; the term shall include, but is not limited to, the residue from the burning of wood, coal, coke and other combustible materials, paper, rags, cartons, boxes, wood, excelsior, rubber, leather, tree branches (except in incorporated areas that have adopted a forest stewardship policy which encourages fallen trees, tree limbs and tree branches to remain for return to organic matter), yard trimmings, cans, metals, mineral matter, glass, crockery and dust and other similar materials.

Self-contained portable toilets. One or more commercially manufactured or assembled self-contained toilet facility that is portable and is not designed or intended for connection to a sewer system with a standard connection. Portable toilets shall include, but not be limited to, water flush toilets or chemical toilets that have watertight, impervious pails or tanks containing a chemical solution placed immediately beneath the seat or urinal and a pipe or conduit connecting the riser with the tank.

Storage. The temporary storing, holding, keeping or stockpiling

Structure. That which is built or constructed or a portion thereof, including, but not limited to, buildings for any occupancy or use whatsoever, fences, signs, billboards, fire escapes, chute escapes, railings, water tanks, swimming pools, towers, steps, walkways, tents or anything erected and framed to a structure or structural parts fastened, anchored or resting on a permanent foundation or on the ground.

System. Building systems such as mechanical, fuel gas, plumbing, sewer, on-lot septic, or similar systems, as well as public and private sewer systems including collection and transmission lines.

Temporary emergency housing. A recreational vehicle used for temporary occupancy as primary living quarters as the result of a declared natural disaster, as formally recognized by a disaster declaration, that has resulted in such severe damage as to

make a residential dwelling or dwelling unit, building, structure, or premises used as the primary residence temporarily uninhabitable, as determined by the Department.

Undeveloped parcel. Any unimproved or partially improved parcel which has no residential, office, commercial, or manufacturing/industrial buildings located thereon.

Unsafe. Buildings, structures or equipment that are unsanitary, or that are deficient due to inadequate means of egress facilities, inadequate light and ventilation, or that constitute a fire hazard, or in which the structure or individual structural members meet the definition of “Dangerous” or that are otherwise dangerous to human life or the public welfare, or that involve illegal or improper occupancy or inadequate maintenance shall be deemed unsafe. A vacant structure that is not secured against entry shall be deemed unsafe.

Vacant premises. Any premises intended for residential or commercial use which is not currently occupied or in use.

Weed. All grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

Wooded. That portion of a parcel that is densely covered with growing trees, including but not limited to, a mature or young forest or critical natural are

CHAPTER 3. GENERAL REQUIREMENTS

SECTION 301–GENERAL

301.1 *Scope* is amended by deleting the subsection in its entirety and substituting the following:

301.1 *Scope.* The provisions of this chapter shall govern the minimum conditions and the responsibilities of persons for maintenance of structures, equipment and exterior property. This chapter is not intended to supersede any requirements of any other statute, law, ordinance, rule or regulation with respect to historic structure or premises.

SECTION 302–EXTERIOR PROPERTY AREAS

302.1 *Sanitation* is amended by deleting the subsection in its entirety and substituting the following:

302.1 *Sanitation*. Exterior property and premises shall be maintained in a clean, safe and sanitary condition, free from the accumulation of any feces. The occupant shall keep that part of the exterior property that such occupant occupies or controls in a clean and sanitary condition. The storage and use of horse manure shall be exempt from this provision.

302.4 *Weeds* is amended by deleting the subsection in its entirety and substituting the following:

302.4 *Prohibited growth of weeds and grass.*

302.4.1 *Undeveloped parcels.* Weeds and grass on undeveloped parcels adjacent to developed parcels shall be no greater than 8 inches high within 20 feet of any property line. Any parcel shown on a land development plan in any residential zoning district shall be considered a developed parcel if any lot located on the plan has received a certificate of occupancy.

302.4.2 *Developed parcels.* Weeds and grass on developed parcels shall be no more than 8 inches high; provided, however, on a parcel of land that is larger than 1 acre and has a building lot coverage of less than 5 percent, weeds and grass shall be no more than 8 inches high within 20 feet of any property line.

302.4.3 *Exceptions.* Weeds do not include:

1 shrubs and trees,

2. a wildflower meadow maintained and located no less than 10 feet from any property line, and

3. bamboo from the genera Phyllostachys, Pseudosasa, and Bambusa.

302.4.4 *Application of section to multiple adjacent undeveloped parcels*. If an owner holds title to more than 1 parcel and such parcels are adjacent to each other, sharing a common property line, such parcels may be considered as one parcel for purposes of the application of this section.

302.4.5 *Annual mowing required.* Notwithstanding any other provision of this code, an owner or possessor of a parcel shall be required to mow such parcel at least once a year, on or before September 30th, if such parcel contains a population of environmentally invasive plants, identified in Appendix III of chapter 40 of the *New Castle County Code* significant enough in volume, number or size to cause harm to neighboring properties.

302.4.6 *Application to agricultural parcels.* This section shall not apply to any parcel that is a farm or property used exclusively for agricultural purposes.

302.4.7 *Natural Resource Area Plan.* This section shall not apply to any parcel or portion thereof to the extent that it conflicts with a County or State approved plan, including, but not limited to, a landscape plan, record plan, reforestation plan or natural resource area management plan.

302.4.8 *Ornamental shrubs and trees.* Ornamental shrubs and trees shall be maintained in good order and condition.

302.4.8.1 *Trees*. Outside of wooded areas, all trees shall be free from dead limbs or branches, and dead trees shall be removed.

302.4.8.2 *Shrubbery*. All shrubbery shall be maintained so as not to encroach upon or extend beyond the line of any walkway or driveway. All shrubbery shall be trimmed from blocking any doors or hatchways.

302.4.9 *Noxious weeds.* Noxious weeds shall not be allowed to exceed 24 inches in height or to produce seed. Except as otherwise recommended by the Delaware Department of Agriculture, noxious weeds shall be controlled and/or eradicated through mowing and the proper application of an herbicide approved by the Delaware Department of Agriculture. Application shall occur between the rosette and bud stages (or boot stage for perennial grasses classified as weeds), but in no event later than May 30th of each year. Additional treatment shall be required later in the year as needed to control and/or eradicate the noxious weeds.

302.4.10 *Pollinator gardens and rain gardens.*

302.4.10.1 *General.* Pollinator gardens and rain gardens are encouraged in residential and commercial properties to foster water conservation, lower maintenance costs, prevent excessive herbicide use, and create habitat for wildlife and pollinators to enhance our natural ecosystem. This subsection does not supersede, or override rules and regulations set by home-owners associations, maintenance corporations, or other such organizations that serve a similar purpose.

302.4.10.2 Pollinator gardens must contain at least two pollinator-friendly species.

302.4.10.3 Plants used to make up a pollinator garden or rain garden shall come from the native plant lists maintained by the Delaware Department of Natural Resources and Environmental Control, and the Delaware Department of Agriculture.

302.4.10.4 Plants included in the “Plants to Avoid” list contained in the Appendix 3 of chapter 40 of the *New Castle County Code* are prohibited.

302.4.10.5 *Definitions.* The following words, terms, or phrases shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Pollinator garden. A type of garden designed with the intent of growing specific nectar and pollen-producing plants, in a manner that attracts

pollinating insects known as pollinators. Pollinator gardens must include edging to differentiate from the surrounding landscape.

Rain garden. A type of planted area created to mimic a natural water retention area and is planted with a diversity of woody or herbaceous Vegetation, to which stormwater is directed to promote infiltration or evapotranspiration.

Garden edging. A durable material that creates a distinct separation from the adjacent surface.

302.4.10.6 *Setbacks.* Pollinator gardens and rain gardens must comply with the following setbacks:

1. Principal building*:* 3 feet.

2. Street yard*:* 10 feet.

3. Rear yard*:* 3 feet.

4. Side yard*:* 3 feet.

5 Corner lots*:* 25 feet of the property lines so as not to obstruct the visibility of pedestrian or vehicular traffic.

6. Measurement of the setback for pollinator gardens shall be to the edging material.

302.4.10.7 *Coverage.*

1. Pollinator gardens and rain gardens shall be no more than 25% of the area of the street yard of the principal building.

2. Pollinator gardens and rain gardens shall be no more than 50% of the area of the rear yard.

3. *Exception.* Pollinator gardens and rain gardens may exceed the above percentages if it is certified by the Delaware Nature Society as a pollinator benefiting garden or landscape. Setbacks and garden edging as defined in this section are required.

302.4.10.8 *Side yard limitation.*

1. Pollinator gardens and rain gardens are not permitted in the side yards.

2. *Exception*. Pollinator gardens and rain gardens may be permitted up to 25% of the area of the side yard if it is certified by the Delaware Nature

Society as a pollinator benefiting garden or landscape. Setbacks and garden edging as defined in this section are required.

302.4.10.9 *Garden Edging.*

302.4.10.8.1 Pollinator gardens are required to be delineated by edging.

302.4.10.8.2 Edging materials may include, but are not limited to: pavers, bricks, fencing, flexible strips, natural materials such as logs or stone.

302.4.10.10 *Maintenance*.

302.4.10.9.1 Rain gardens must be free of standing water 72 hours after a rain event.

302.4.10.9.2 Turf grass in excess of 8 inches does not constitute a pollinator garden.

302.4.10.9.3 Pollinator gardens and rain gardens shall not constitute a hazard to the public or surrounding parcels or cause injury or damage to persons or adjacent parcels, or harbor pests and rodents.

302.4.10.9.4 Notwithstanding any other section of this code, permissible plant species located within pollinator gardens or rain gardens may grow in excess of 8 inches in height. Invasive plants, including noxious weeds, are not permitted.

302.4.10.9.5 Areas surrounding pollinator gardens or rain gardens must be maintained and cared for consistently with all other limitations under this code.

302.4.11 *Application to wooded areas.* The provisions on high weeds and grass shall not apply to wooded areas including, but not limited to, young and mature forest and critical natural areas.

302.4.12 Bamboo from the genera Phyllostachys, Pseudosasa, and Bambusa shall not be permitted on any parcel except as provided below.

302.4.12.1 *Above-ground planters.* The root system of the bamboo plant must be entirely contained within an above-ground level planter, barrel, or other vessel of such design, material and location as to entirely prevent the spread/growth of the bamboo plant's root system beyond the container in which it is planted.

302.4.12.2 *In-ground bamboo.* The bamboo must be located at least 50 feet from any property line.

302.4.12.3 *Limited waiver for existing bamboo.* The property owner must secure a waiver from the code official allowing existing bamboo to continue to be maintained on the property in its current or proposed location. Such waiver only may be issued and shall remain valid only upon the submission of an application demonstrating compliance with all the following conditions.

302.4.12.3.1 The bamboo existed on the property prior to January 1, 2017;

302.4.12.3.2 The bamboo is kept and maintained within the applicant's property lines and does not encroach on an adjoining parcel unless the adjoining property owner is a co-applicant of the waiver request;

302.4.12.3.3 The applicant submits a survey, subject to the approval of the code official delineating the defined area in which the bamboo is to be maintained; and

302.4.12.3.4 The bamboo is maintained to prevent its spread outside of the defined area by a rhizome barrier or by regular cutting and trimming of the perimeter of the bamboo. Where a barrier is provided:

1. It shall be composed of a high-density polypropylene or polyethylene, 80 mil or heavier;

2. Each portion or sheet of the barrier shall overlap by no less than 12 inches to avoid breach and be secured or joined together by the use of adhesive designed for such purpose, stainless steel clamps or stainless steel closure strips designed for such barriers;

3. It shall be installed not less than 30 inches deep;

4. It shall be circular or oblong shaped;

5. Not less than 3 inches of the barrier shall protrude above ground level around the entire perimeter of the barrier;

6. It shall slant outward from the bottom to the top, and;

7. An alternative containment system may be used if a licensed landscape architect certifies that such barrier offers protection against the bamboo's spread equal or greater to the barrier herein described.

302.6 *Exhaust vents* is amended by deleting the subsection in its entirety.

302.7 *Accessory structures* is amended by deleting the subsection in its entirety and substituting the following:

302.7 *Accessory structures.* All accessory structures, including but not limited to detached garages, sheds, fences, gazebos and walls, shall be maintained structurally sound and in good repair.

302.8 *Motor vehicles* is amended by deleting the subsection in its entirety and substituting the following:

302.8 *Vehicles and parking.* The parking and storage of vehicles is subject to the provisions of this section.

302.8.1 *Definition of specific vehicles.* When a definition for a particular vehicle is not provided by this code, the definitions provided in 21 *Del. C. Section* 101 (Motor Vehicles) shall be used.

302.8.2 *Registered owner responsible for vehicle or off-highway vehicle.* A rebuttable presumption is hereby created that the person in whose name such vehicle or off-highway vehicle is registered as the owner, shall be prima facie responsible for any violation of this section. A violation notice or summons may be attached to an unattended vehicle or off-highway vehicle found in violation of this section.

302.8.3 *Inoperable or unregistered vehicles.* In any zoning district, it shall be unlawful to park, store, or permit to be parked or stored, other than in a fully enclosed permanent building, any vehicle that is inoperable or incapable of being legally operated on any public roadway. A rebuttable presumption is hereby created that any vehicle that does not visually display a valid registration and inspection decal is inoperable until such time as a valid registration is provided. Vehicles parked or stored in the following manner shall be exempt:

302.8.3.1 On farmland as defined in 9 *Del. C.* § 8330 ("Agricultural use land"), when such vehicles are used for agricultural purposes.

302.8.3.2 On land appropriately zoned and used as a junk yard provided all such vehicles are fully enclosed by a solid fence or wall of sufficient height to screen such vehicles from public view.

302.8.3.3 On land appropriately zoned and used for vehicle repair, parking is allowed for no more than 120 days.

302.8.3.4 Where such vehicles are being stored by police or other government agency.

302.8.3.5 On land appropriately zoned and used for vehicular sales, rentals or storage.

302.8.4 *Towing inoperable, unregistered or abandoned vehicles from private property.* In any zoning district, code enforcement officers will have joint authority with New Castle County police officers to enforce provisions for towing inoperable, unregistered or abandoned vehicles from private property consistent with 21 *Del. C.* § 4402 ("Enforcement; removal of abandoned vehicles; transfer thereof"). This section shall apply to any vehicle that is either inoperable, dismantled, wrecked, or which displays expired registration plates which are at least 30 days expired, or which displays no registration plates, or from which major components have been removed, or is in such a state of disrepair as to be incapable of being operated in the manner for which it is designed and is situated on private property.

302.8.4.1 *Notice Procedures for Towing Inoperable, Unregistered, or Abandoned Vehicles from Private Property*. If an abandoned vehicle is located on private property with the consent of the property owner or occupant, or if an abandoned vehicle is owned by the property owner or occupant, code enforcement officers may enter upon the property to determine vehicle ownership. The code enforcement officer shall send written notice by regular first lass mail to the vehicle owner's last known address, directing the owner to remove the inoperable, unregistered, or abandoned vehicle within 7 days of the mailing date. If the vehicle is not removed within 7 days, or if the owner cannot be located to receive written notice, the code enforcement officer shall issue a civil penalty and request a tow notice be mailed first class and posted to the vehicle. If the vehicle is not removed and/or registered within 10 days, the code enforcement officer shall request a Rule to Show Cause hearing. If the Rule to Show Cause hearing results in a decision favorable to the county, and the vehicle is not removed by the compliance date or if the owner cannot be located for the purpose of sending the written notice, then the code enforcement officer may enter upon the property where the vehicle is located and conspicuously affix thereto a sticker or tag showing the time and date of its affixing. The sticker will advise the owner that if the vehicle is not removed within 7 days, it will be towed. This section does not apply to any vehicle located on private property that is not visible from the street or road and does not constitute a nuisance, health hazard, or fire hazard.

302.8.4.1.1 *Notice specifications for towing inoperable unregistered or abandoned vehicles from private property.* The notice required by this section shall state that, if such vehicle is not so removed, it will be removed and stored in a storage area designated by the New Castle County Police Department at the owner's expense and thereafter it will be subject to disposal in accordance with law. Such notice shall also set forth verbatim the language in 21 *Del. C.* § 4414 ("Penalty; prima facie evidence of wilful abandonment; jurisdiction").

302.8.5 *Oversized vehicle parking*. Subject to the following exemptions, in any residential zoning district, it shall be unlawful to park, store, or permit to be parked or stored, other than in a fully enclosed permanent building, any vehicle or off-highway vehicle the length of which is greater than 240 inches or the width of which is over 84 inches or the height of which is over 84 inches or the weight of which

exceeds 8,000 pounds. Such vehicles parked or stored in the following situations shall be exempt from this section:

302.8.5.1 When such a vehicle is on the property in conjunction with service or work on the property. The vehicle may only remain on the property for the time required to complete such work or service. Examples include, but are not limited to, delivery trucks, utility vans, and moving trucks.

302.8.5.2 One oversized vehicle may be parked on a residential lot 2 acres or larger when completely screened from view of other residentially zoned properties and all streets by a fence, dwelling and/or buffer.

302.8.5.3 Up to 2 oversized vehicles may be parked on a residential lot 1 acre or larger in size, if the property has direct access to a collector or arterial street, and the vehicles are completely screened from view of other residentially zoned properties and all streets by a fence, dwelling and/or vegetative buffer.

302.8.6 *Recreational vehicle.* Except as provided in this code for temporary emergency housing, it shall be unlawful to reside in or connect a recreational vehicle to any public utilities which supply electric, water or gas and reside in such vehicle while on the property, subject to 302.8.6.1. Notwithstanding the above, a recreational vehicle being used as temporary emergency housing may connect to a public utility that supplies electric or water only. Such vehicle is prohibited from running a non-GFI electric cord from the home to the recreational vehicle, and may reside in such vehicle while on the impacted parcel. In addition, a vehicle being used as temporary emergency housing shall have a full hook-up to an approved potable water source, and must have a waste management plan to properly dispose of sewage. Disposal may include a temporary holding tank with a contract with a pumping company for regular pump outs. All recreational vehicles used as temporary emergency housing are to be adequately secured so as not to present a hazard, as determined by the Department, to persons or property in a high wind or flood event.

302.8.6.1 *Temporary Permit.* A person visiting a lot owner or occupant may park his or her recreational vehicle on the driveway or approved hardened and treated surface of the lot for a period not to exceed 14 days, except as provided in this code for temporary emergency housing as the result of a declared natural disaster in which case the temporary permit and the time periods shall be as set forth in Section 108 (“Stop Work Order”), provided a temporary permit from the Department is obtained. The temporary permit shall designate the individual to whom the permit is issued, the recreational vehicle to be parked, and the expiration date of the permit.

302.8.7 *Parking of vehicles.* In any residential zoning district, the parking or storage of any vehicle, recreational vehicle, or off-highway vehicle is prohibited, unless it is parked or stored on a hardened surface constructed of material treated or covered with brick, block, pavers, stone, concrete, asphalt or crushed decorative rock. The

surface must completely extend the entire length and width of the vehicle. This subsection is subject to the following exceptions:

1. When such vehicles are parked on land when the gross acreage of the lot exceeds 5 acres.

2. Construction vehicles provided they are on the lot where active construction is taking place, or on a lot adjacent or part of the development site thereto.

3. When the circumstances are such that, as the result of a declared natural disaster, a recreational vehicle is being utilized to provide temporary emergency housing.

302.8.8 Construction equipment shall not be parked or stored in residentially zoned areas, or on residential property in other zones, or on sites that have not been permitted or approved for such use. Construction equipment shall include, but is not limited to, cranes, backhoes, track hoes, bulldozers, skid steers, forklifts, tractors, excavators, graders, loaders, trenchers, scrapers, dump trucks, pavers, rollers, compactors, portable cement mixers, wheeled generators, and chippers.

302.8.9 Airplanes and helicopters, and parts of airplanes and helicopters, shall not be parked or stored on residentially zoned parcels or on properties being used for a residential use in other zones.

302.8.10 *Storage of Boats on Residential Zoned Properties.*

302.8.10.1 All parked or stored boats, personal watercraft, and/or accessory trailer must have current registration tags displayed in the required locations.

302.8.10.2 Inoperable/unregistered boats, personal watercrafts, and/or accessory trailers are not permitted to be parked or stored on residential zoned property other than in a fully enclosed permanent building.

302.8.10.3 Boats shall be stored upon a registered trailer which is suitable to transport the boat or on a commercially manufactured frame or stands, designed for storing boats.

302.8.10.4 Boats stored on stands or frames must be in the rear yard.

302.8.10.5 All trailers, stands and frames shall be stored upon a hardened and treated surface constructed of material, treated or covered with brick, block, pavers, stone, concrete, asphalt or crushed decorative rock. The surface must fully accommodate the size of the vehicle.

302.8.10.6 In residential zoning districts NC5, NC6.5 and NCTH boats 26 feet or longer (Class 2) and their trailers are not permitted to be stored or parked in the

street yard.

302.8.10.7 Boats and accessory trailers stored in any residentially zoned parcel may not extend into the right of way or block of the public sidewalk.

302.8.10.8 The term boats, personal watercraft and accessory trailer in this code does not include or pertain to canoes, kayaks, row boats, paddleboards or surfboards.

302.9 *Defacement of property* is amended by deleting the subsection in its entirety and substituting the following:

302.9 *Graffiti.* The exterior of all structures, rocks, vehicles, boats and trees shall be maintained free from graffiti. Graffiti means, without limitation, any letter, word, name, symbol, slogan, message, drawing, picture, writing, or other mark of any kind visible to the public that is illicitly drawn, painted, chiseled, scratched or etched. Structure shall include, but not be limited to, any wall, bridge, fence, gate, or building. This definition shall not include artistic stenciling or legal signage placed on a property with the permission of the owner of the property, or government sponsored murals.

302.9.1 *Display and Storage of and Signage for Graffiti Implements.*

302.9.1.1 *Definitions.* The following words, terms and phrases shall have the meanings ascribed to them in this subsection, except where the context clearly indicates a different meaning:

Aerosol paint container is any aerosol container that is adapted or made for the purpose of applying spray paint or other substances capable of defacing property.

Broad-tipped marker is any felt tip indelible marker or similar implement with a flat or angled writing surface that, at its broadest width, is greater than ¼ of an inch, containing ink or other pigmented liquid that is not water soluble.

Graffiti implement is an aerosol paint container, broad-tipped marker, paint stick or graffiti stick.

Minor is any person under the age of 18 years.

Paint stick or graffiti stick is any device containing a solid form of paint, chalk, wax, epoxy or other similar substance capable of being applied to a surface by pressure and leaving a mark of at least ⅛ of an inch in width.

302.9.2 *Restrictions on Display and Storage.*

302.9.2.1. Every person who owns, conducts, operates, or manages a retail commercial establishment selling any type of graffiti implements shall store such implements in an area continuously observable, through direct visual observation or surveillance equipment, by employees of the retail establishment during the regular course of business.

302.9.2.2 In the event that a commercial retail establishment is unable to store the graffiti implements it sells in an area as provided above, the establishment shall store such implements in an area not accessible to the public in the regular course of business without employee assistance.

302.9.2.3 A minor who is an employee of a person who or an entity which is a vendor of graffiti implements may, during his or her duties, possess such implements, for purposes of lawful sale or transfer, but shall not purchase or obtain possession of the same for any other purpose.

302.9.2.4 No minor shall, at the time of purchase, as specified in this section, knowingly furnish fraudulent evidence of majority.

302.9.3 *Required Sign.* Every person who operates a retail commercial establishment selling any type of graffiti implements shall place a sign with a minimum height of 14 inches and a width of 12 inches, with lettering of at least ½ inch in height which is in clear public view at or near the display of such products and which states:

WARNING: IT IS ILLEGAL TO SELL OR DISTRIBUTE AEROSOL PAINT, PAINT STICKS OR BROAD-TIPPED MARKERS TO ANY PERSON UNDER THE AGE OF EIGHTEEN (18) YEARS. IT IS ILLEGAL FOR ANY PERSON UNDER THE AGE OF EIGHTEEN (18) YEARS TO POSSESS OR TO ATTEMPT TO PURCHASE SAME. IT IS ILLEGAL IF YOU ARE OVER EIGHTEEN (18) YEARS OF AGE FOR YOU TO PURCHASE AEROSOL PAINT, PAINT STICKS OR BROAD-TIPPED MARKERS FOR A PERSON UNDER EIGHTEEN (18) YEARS OF AGE IF YOU ARE NOT SUCH PERSON'S PARENT, GUARDIAN, SCHOOLTEACHER OR ART OR CRAFT INSTRUCTOR.

A new subsection 302.10 is added to read as follows.

302.10 *Outside storage of household items.* The outside storage of items designed and manufactured to be used and stored in an enclosed building is prohibited in any residential zoning district. Such items include, but are not limited to, the following: appliances or interior furniture, housewares, exercise equipment, plumbing fixtures, irrespective of age or condition.

A new subsection 302.11 is added to read as follows:

302.11 *Outside storage or accumulation of debris.* Except during active construction, the outside storage or accumulation of debris is prohibited in any residential zoning district.

302.11.1. *Forest stewardship policy for fallen trees and branches.* Fallen trees, tree limbs and branches shall not be considered rubbish or debris in incorporated areas which have adopted a forest stewardship program to return fallen trees, limbs and branches to organic matter and have the authority to enforce the program. This includes the Villages of Arden, Ardentown and Ardencroft in furtherance of their adopted forest stewardship program and pursuant to their authority under chapter 125, volume 56 Laws of Delaware.

302.12 *Encroachment on sidewalk.* In any zoning district it shall be the duty of the owner for a property to keep shrubbery trimmed so that it does not encroach upon or extend beyond the line of any sidewalk or public street and trim trees so that no branch extends below a height of 7 feet above the width of any sidewalk.

A new subsection 302.13 is added to read as follows:

302.13 *Dog or cat excrement.*

302.13.1 Any person who is the owner of, or has responsibility for, 1 or more dogs or cats shall take all reasonable measures to prevent accumulation of animal excreta in the area in which such animals are customarily kept. No owner shall allow animal excreta to accumulate to create obnoxious or offensive odors. Any person who fails to correct a violation of this subsection within 24 hours following receipt of notice of such violation and order by the code official or any person who opposes or impedes an officer or authorized agent or employee of the Department in the execution of his or her duties under this subsection shall be deemed to have violated this section.

302.13.2 Any person who is the owner of, or has responsibility for, 1 or more dogs or cats shall immediately remove, in a sanitary manner, any fecal matter deposited by such dog or cat upon any street, sidewalk or park or upon any property without the consent of the owner or tenant of such property. It shall not be a violation of this subsection if such fecal matter is removed within 1 hour. This subsection shall not apply to any person who because of loss or impairment of eyesight or other recognized Americans With Disabilities Act disability is accompanied by a guide dog described or any dog educated by a recognized training agency or school and which is used as a leader or guide.

302.13.3 The complaining party shall file a complaint in a court of competent jurisdiction. Section 302.13.2 shall only be enforced if the complaining party produces a witness to the act that constitutes a violation of this Section. It is not the intent of this section to require surveillance by the code official, the Delaware Office of Animal Welfare, a contracted agency, or any other County department or agency.

302.13.4 The code official or the Delaware Office of Animal Welfare shall have the authority to enforce 302.13.1.

302.13.5 Any person violating this section shall be subject to the penalties as provided in *New Castle County Code* § 1.01.009 ("General penalty; continuing violations").

A new subsection 302.14 is added to read as follows:

302.14 *Prohibited animals in certain residential areas.* It shall be unlawful for any owner, tenant or other person in control of a property to raise, breed, keep, feed, shelter or harbor a horse, cattle, sheep, goats, pigs, ducks, geese, waterfowl, guinea hens, chickens, turkeys, donkeys, quail, doves, llamas, raccoons, muskrats, non-domesticated mammals, game fowl, pigeons, pheasants, peacocks, foxes, minks, exotic animals, wild animals, game animals and other like animals on a parcel of land which is less than one acre in total area and located in any residentially zoned district, a diversified planned unit development or an MM zoned district.

302.14.1 *Exception: Educational programs.* This section shall not apply to the keeping, sheltering or harboring of animals in connection with bona fide educational programs run or overseen by a public or private elementary, middle or secondary school or college or university, or the Delaware Cooperative Extension Education Program, or the 4-H or the Newark Pigeon Club, Wilmington Homing Club or Delmarva Pigeon Club. Participation in the educational programs or pigeon clubs listed shall constitute an affirmative defense and must be renewed annually. Participation in a pigeon club is only an affirmative defense for the keeping, sheltering or harboring of pigeons.

A new subsection 302.15 is added as a new subsection.

302.15 *Portable temporary storage units.* In any residentially zoned district, the placement of a portable temporary storage unit for non-disposable items is allowed for temporary use by the occupant of the dwelling for 30 days or the time period for which there is an active building permit open on the property. Such portable storage units are subject to the following limitations.

302.15.1 A temporary storage units shall be set back a minimum of 3 feet from any property line and;

302.15.2 A temporary storage unit must be placed on either a hard concrete or asphalt surface and may displace one or more off-street parking spaces, provided there is adequate on-street parking.

302.15.2.1 *Exception.* If it is unfeasible to place a temporary storage unit on either a hard concrete or asphalt surface, it may be placed anywhere on the property provided it is set back a minimum of 3 feet from any property line.

302.15.3 The location of a temporary storage unit shall not affect the health, safety, or welfare of the neighborhood including, but not limited to, blocking access to a fire hydrant or obstructing the view of street intersections.

302.16 *Portable Toilets.* The temporary use of self-contained toilets shall be allowed to provide bathroom facilities for special events, construction and/or rehabilitation projects, and/or interruption of sewer service for emergencies or planned upgrades or repairs. For purposes of this subsection, temporary use means any use of 1 or more self-contained portable toilets for a period of 10 calendar days or less. The long-term use of portable toilets shall not be allowed as permanent sanitary facilities for residential or nonresidential use, or as secondary sewer facilities on existing developed lots. For purposes of this subsection, long-term use means any use of one or more self-contained portable toilets for a period of more than 10 consecutive calendar days.

SECTION 303–SWIMMING POOLS, SPAS AND HOT TUBS

303.1 *Swimming pools* is amended by deleting the subsection in its entirety and substituting the following:

303.1 *Swimming pools.* Swimming pools, whether above ground or in ground, shall be maintained in a clean and sanitary condition, and in good repair. Any pool that is not drained for winterization shall be covered.

303.1.1 Upon discovery of a violation of this section, the code official may immediately institute administrative enforcement proceedings or pursue an action in a court of competent jurisdiction. The code official may remedy the violation and seek indemnification of expenses incurred from the property owner. Corrective action includes, but shall not be limited to, draining and cleaning the pool, chemically treating the pool to control the growth of bacteria and algae, and covering the pool. Corrective action for any pool that is in violation of this section and that has been unused for a period of 3 years may include demolition of such pool or the dismantling and removal of such pool, as deemed appropriate by the code official.

303.1.2 *Cost recovery*. Any expense incurred by the code official under this section shall be paid by the owner of the property within 10 days after service of notice of the amount due. Failure to pay may result in:

1. The code official pursuing the recovery and collection of such expense pursuant to section 107.11.4 (“Cost recovery”).

2. The County pursuing an action in a court of competent jurisdiction for the recovery of such expense, together and with any penalty and/or interest, against the person responsible, and reasonable attorney fees.

303.2 *Enclosures* is amended by deleting the subsection in its entirety and substituting the following:

303.2 *Enclosures.* Private swimming pools, hot tubs and spas capable of holding more than 24 inches of water shall be completely surrounded by a fence or barrier not less than 48 inches in height above the finished ground level measured on the side of the barrier away from the pool. Gates and doors in such barriers shall be self-closing and self-latching Where the self-latching device is less than 54 inches above the bottom of the gate, the release mechanism shall be located on the pool side of the gate. Self-closing and self-latching gates shall be maintained such that the gate will positively close and latch when released from an open position of 6 inches from the gatepost. An existing pool enclosure shall not be removed, replaced or changed in a manner that reduces its effectiveness as a safety barrier.

303.2.1 *Exceptions.*

1. Spas or hot tubs equipped with a lockable safety cover that complies with ASTM F1346.

2. Private swimming pools equipped with a power safety cover that complies with ASTM F1346 and is in working condition using the control switch.

A new subsection 303.3 is added as follows:

303.3 *Prohibition of Pool Rentals in Residential Zoning Districts.* The purpose of this section is to preserve the residential nature of neighborhoods and protect the public health, safety and welfare by prohibiting the rental, lease, or commercial use of swimming pools located on residentially zoned properties.

303.3.1 *Definitions.*

Swimming pool. Any structure intended for swimming, recreational bathing, or wading that is capable of containing water over 24 inches deep, including in-ground, above-ground, and on-ground pools.

Rental or commercial use. The use of a swimming pool by any person or group in exchange for a fee, admission charge, or other form of compensation, including but not limited to hourly, daily, or event-based pool rentals, or use arranged through online platforms or applications.

303.3.2 *Prohibitions.*

1. No person shall rent, lease, or otherwise make available a swimming pool for compensation in any residential zoning district.

2. No person shall advertise or list a residential swimming pool for rent or for commercial use.

3. This prohibition shall apply regardless of whether the rental or commercial use is continuous, occasional, or temporary.

303.3.3 *Exceptions.* The following uses are not prohibited.

1. Use of a swimming pool by residents of the property and their invited guests.

2. Use of a swimming pool owned and operated by a community association, public entity, or private club that is legally permitted within the zoning district.

SECTION 304–EXTERIOR STRUCTURE

304.13 *Window, skylight and door frames* is deleted in its entirety and replaced with the following:

304.13 *Window, skylight and door frames.* Every window, skylight, door and frame shall be kept in sound condition, good repair and weathertight. Temporary boarding of windows, skylights doors and frames shall not exceed 90 days except that fire damaged structures may be boarded for 270 days.

304.17 *Guards for basement windows* is deleted in its entirety and replaced with the following:

304.17 *Guards for basement windows*. Every basement window that is openable shall be supplied with rodent shields, storm windows or other approved protection against the entry of rodents or other pests.

SECTION 305–INTERIOR STRUCTURE

SECTION 306–COMPONENT SERVICABILITY

SECTION 307–HANDRAILS AND GUARDRAILS

SECTION 308–RUBBISH AND GARBAGE

308.2 *Disposal of rubbish* is deleted in its entirety and replaced with the following:

308.2 *Disposal of rubbish.*

308.2.1 *Rubbish and garbage disposal containers.* Every occupant of a dwelling shall dispose of rubbish and garbage in a clean and sanitary manner by placing the rubbish and garbage in approved containers that are leakproof, covered, and

designed for outside garbage storage and disposal. The owner of the dwelling shall be responsible for providing the requisite rubbish and garbage containers.

308.2.2 *Containers*. The operator of every establishment producing rubbish and garbage shall provide, and always cause to be utilized, approved leakproof containers provided with close fitting covers for the storage of such materials until removed from the premises.

308.2.3 *Rubbish and garbage; removal.* Every owner of a residential rental property shall be responsible for providing tenants with regular rubbish and garbage removal services for the property. Compliance with the above obligations and the obligations set forth in 308.2.1 by every owner of a residential rental property shall be evidenced by way of the written verification that is required by chapter 19 of the *New Castle County Code.*

308.2.4 *Exception:* Written verification is not required for apartment complexes, condominium communities and similar subdivisions that provide common dumpsters for tenants. Property owners in communities with a sole source trash service provider may provide an affidavit.

308.2.5 *Appliances.* Doors and lids of refrigerators and other appliances must be removed or secured prior to disposal.

308.3 *Disposal of garbage* is deleted in its entirety and replaced with the following:

308.3 *Dumpsters.* In any residentially zoned district, the placement of dumpsters for disposable items is allowed for temporary use by the occupant of the dwelling for 30 days or the time period for which there is an active building permit open on the property. Such dumpster is subject to the following limitations:

1. The dumpster shall be set back a minimum of 3 feet from any property line;

2. Where feasible, the dumpster must be placed on a hard concrete or asphalt surface and may displace one or more off-street parking spaces, provided there is adequate on-street parking; and

3. The location of the dumpster shall not affect the health, safety and welfare of the neighborhood including, but not limited to, blocking access to a fire hydrant and obstructing the view of street intersections.

A new subsection 308.4 is added as follows:

308.4 *Commercial business.* Every owner, operator or occupant of a commercial business producing garbage or rubbish shall provide, and always cause to be utilized, approved leak proof containers provided with close-fitting covers for the storage of such materials until removed from the premises for disposal. It shall be unlawful for any

person to cause or allow unsightly litter or potentially dangerous materials to remain on any property under his or her control.

A new subsection 308.5 is added as follows:

308.5 *Food Establishments.* Every owner, operator or occupant of a Food Establishment (as defined by the North American Industrial Classification System or "NAICS" Code 722, as published by the Federal government) in which garbage is produced, accumulated or generated shall cause such waste to be removed from the premises no less frequently than twice weekly, at intervals no more frequently than 72 hours, during the period from April 15th to October 15th. If such waste is removed more frequently than twice weekly, the 72-hour interval shall not apply.

A new subsection 308.6 is added as follows:

308.6 *Rubbish and garbage containers; retrieval.* Within 14 business days of termination or conclusion of an agreement for residential rubbish and/or garbage removal, or where, based on the circumstances, the hauler otherwise reasonably has notice that their services are no longer needed, the hauler shall retrieve all rubbish and garbage containers issued by the hauler at the residential property. Any hauler that fails to comply with this section shall be subject to the following:

308.6.1 *First non-compliance* (i.e., failure to comply within 14 business days of agreement termination or conclusion), shall subject the hauler to a fine of $50.00 and may be subject to administrative penalties and fees established by this code.

308.6.2 *Continual non-compliance* which persists after 30 calendar days (from the date of the agreement termination or conclusion), in addition to the assessments set forth in 308.6.1, shall subject to a fine of $50 per calendar day while the non-compliance persists. The hauler also may be subject to administrative penalties and fees established by this code.

SECTION 309–PEST ELIMINATION

309.3 *Single occupant* is deleted in its entirety and replaced with the following:

309.3 *Single Owner*. The owner of a one-family dwelling or of a single-tenant nonresidential structure shall be responsible for pest elimination on the premises.

309.5 *Occupant* is deleted in its entirety.

SECTION 310–ACCESSIBILITY

SECTION 311–STORM SHELTERS

SECTION 312 is added as a new section as follows:

SECTION 312–INSPECTIONS OF COVERED BUILDINGS

312.1 *General*. Maintaining the structural and façade integrity of a building or structure throughout its service life is paramount importance to ensure that the building or structure does not pose a threat to the public health, safety and welfare.

1. The exterior of a building and the façade shall be maintained in good repair, and be structurally sound and sanitary so as to not pose a threat to the public health, safety and welfare.

2. Structural and façade inspections for common interest properties, such as a condominium building, is necessary to ensure that the building or structure does not pose a threat to the public health, safety and welfare and to the occupants of such building or structure.

312.2 *Definitions.* The following definitions apply to this section.

Corrective maintenance. Maintenance to be undertaken following the detection of deterioration of the primary load bearing system or the façade with the goal of remediating conditions reported by the design professional.

Covered building. For purposes of a structural inspection, a residential building or a mixed use building that is, wholly or in part, residential and is a common interest community building, including, for example, a condominium or cooperative building, as such terms are defined in *25 Del. C.* ch. 81 (the "Delaware Uniform Common Interest Ownership Act" or "DUCIOA"), and has a primary load bearing system constructed of concrete, masonry, steel, or heavy timber, in addition to such buildings with structural slabs over unconditioned space.

Covered building. For purposes of a *façade inspection*, a residential building or a mixed use building that is, wholly or in part, residential and is a common interest community building, including, for example, a condominium or cooperative building as such terms are defined in DUCIOA, and is 4 stories or taller as measured from the lowest elevation of grade plane around the perimeter of the building, unless the building is 3 stories or less in which case only the balconies and decks on the second and third stories above grade plane shall be inspected.

Covered building owner. The owner, the owners' authorized agent, or the person having charge or control of a covered building.

Façade. All areas on the exterior of a building including all exterior walls and exterior wall covering; without limitation, a façade further includes cornices, belt courses, corbels, terra cotta trim, wall facings, and other decorative features, parapets, architectural trim and embellishments, and all connected or attached appurtenances

such as balconies and decks, and attached handrails, fire escapes, chimneys, hanging air conditioners, and window washing and exterior maintenance systems.

Primary load bearing system ("PLBS"). The assemblage of structural components within a building comprised of columns, beams, and/or bracing that by contiguous interconnection form a path by which external and internal forces applied to the building are delivered to the foundation.

312.3 *Primary load bearing system ("PLBS") inspections*. For each covered building, an initial structural inspection of the PLBS, which shall include inspection of the foundation, shall be performed in accordance with the most recently published American Society of Civil Engineers ("ASCE") *Guideline for Structural Condition Assessment of Existing Buildings* or other recognized equivalent standards by a design professional retained by the covered building owner to determine if conditions exist which potentially affect the structural capacity of the system. Initial PLBS inspections shall occur the earlier of the following dates.

312.3.1 Where the certificate of occupancy was issued prior to July 27, 2023:

1. by July 27, 2025; or

2. within sixty days after observable damage to the PLBS.

312.3.2 Where a certificate of occupancy was issued on or after July 27, 2023:

1. within 15 years of the date the certificate of occupancy was issued; or

2. within sixty days after observable damage to the PLBS.

312.4 *Structural report.* After a design professional has performed a required structural inspection, the design professional shall issue a written report describing the condition of the PLBS. The structural report shall:

1. Set forth with specificity all corrective maintenance or repairs necessary for the PLBS.

2. Determine when the subsequent inspection of the PLBS shall be performed.

3. Be prepared in accordance with protocol established by the most recently published ASCE or other recognized equivalent standards for the structural condition assessment of a covered building or a similar protocol by another nationally recognized structural engineering organization.

4. Provide any other information or guidance necessary to maintain the structural integrity of a covered building.

5. Provide additional detailed evaluations necessary to evaluate any observed concerns.

6. If the design professional's report concludes that corrective maintenance of the PLBS is needed, the report shall specify with reasonable detail the required corrective maintenance including the estimated timing and an engineering cost estimate for the work to be performed.

312.5 *Subsequent structural inspections*. Notwithstanding the design professional's initial inspection and report, subsequent structural inspections and reports shall be provided as set forth by the design professional's initial and preceding reports as follows:

312.5.1 *Timeframe*. The design professional will determine a reasonable period of time within which the next structural inspection will take place provided, however, that any subsequent inspection shall not occur:

1. More than 10 years after a preceding inspection during the first 20 years following issuance of a certificate of occupancy; or

2. More than 5 years after a preceding inspection if the covered building is more than 20 years old.

312.5.2 *Subsequent reports.* The design professional shall review the preceding structural report prior to undertaking a subsequent structural inspection of the covered building. After the design professional completes this review and inspection, the design professional will then issue a subsequent structural report which shall:

1. Make note of any new or progressive deterioration.

2. Set forth the corrective maintenance required to address any new or progressive deterioration.

3. Describe any additional, more detailed evaluations that must be performed to evaluate in greater detail any observed concerns.

4. Identify when the next inspection of the PLBS shall be performed, but in no case shall such time exceed the timeframes provided in 312.5.1.

312.6 *Façade inspections of covered buildings.* An initial facade inspection of a covered building shall be undertaken in accordance with the most recently published ASCE *Guideline for Condition Assessment of the Building Envelope* or other recognized equivalent standards by a design professional retained by the covered building owner to review the condition of the façade to determine if conditions exist that potentially affect the integrity of the façade components that are supported by the PLBS as well as the potential for deterioration of moisture protection systems such as visually observable

joints, flashings, and weeps that could lead to deterioration of the underlying building components. If conditions which do not pose an immediate threat of harm to people or property are identified as a result of the inspection, a more detailed evaluation must be performed. Initial façade inspections shall occur the earlier of the following dates.

312.6.1 Where the certificate of occupancy was issued prior to July 27, 2023:

1. by July 27, 2025; or

2. within sixty days after observable damage to the façade.

312.6.2 Where a certificate of occupancy was issued on or after July 27, 2023:

1. within 5 years of the date the certificate of occupancy was issued; or

2. within sixty days after observable damage to the façade.

312.7 *Façade report.* After the design professional has performed an initial façade inspection, the design professional shall issue a written report describing the condition of the façade. The inspection report shall:

1. Identify with specificity any required corrective maintenance or repairs, not of an unsafe and imminently hazardous nature which shall be addressed immediately, relating to both the condition of the façade as well as the weatherproofing of the façade.

2. Identify when the next inspection of the façade shall be performed, but in no event shall a subsequent inspection occur more than 5 years after the initial inspection.

3. Describe any additional evaluations necessary to further evaluate any observed conditions.

4. Be prepared in accordance with protocol established by the most recently published ASCE *Guideline for Condition Assessment of the Building Envelope*, or a similar protocol by another nationally recognized organization.

5. Provide any further information or guidance necessary to maintain the facade of a covered building.

6. If the design professional's report concludes that corrective maintenance of the façade is needed, which is not of an unsafe and imminently dangerous nature, the report shall specify with reasonable detail the required corrective maintenance including the estimated timing and an engineering cost estimate for the work to be performed.

312.8 *Subsequent façade inspections*. Notwithstanding the initial façade inspection and report, subsequent façade inspections and reports shall be provided.

312.8.1 *Timeframe.* The design professional will determine a reasonable time period within which the subsequent inspection shall occur, provided, however, that any subsequent inspection shall occur within 5 years of the preceding inspection.

312.8.2 *Subsequent reports*. The design professional shall review the preceding inspection report prior to undertaking subsequent inspections of the covered building. After the design professional completes this review and façade inspection, the design professional will then issue a subsequent inspection report which shall:

1. Identify any new or progressive deterioration.

2. Identify corrective maintenance necessary to address any new or progressive deterioration.

3. Describe any further evaluations that must be performed to more fully assess any observed conditions.

4. Identify when the next inspection of the façade shall be performed, but in no event shall a subsequent inspection occur more than 5 years after a proceeding inspection.

312.9 *Unsafe and imminently dangerous conditions.* If during any inspection, the design professional determines that an unsafe and imminently dangerous condition exists, necessary remedial steps to avoid harm to people or property shall immediately be taken by the covered building owner. The design professional or the covered building owner shall immediately notify the code official of the existence of any such condition so that appropriate action may be taken by the code official pursuant to sections 109 (“Unsafe structures and equipment”), 110 (Emergency measures), or 111 (“Demolition”).

312.10 *Reports to code official*. Written reports issued by the design professional shall be promptly provided to the code official.

312.11 *Reports to covered building's owner*. Written reports issued by the design professional shall be promptly provided to the covered building owner. The covered building owner shall make reports available to any resident of the covered building upon request and post reports in a prominent location in the building.

312.12 *Recordation of certain reports*. Written reports issued by the design professional shall be recorded in the Office of the Recorder of Deeds in and for New Castle County by the covered building owner or the design professional.

312.13 *Corrective measures.* The covered building owner shall undertake measures necessary to effectuate the corrective maintenance, including, but not limited to, engaging the services of a design professional licensed in the state and qualified in structural repairs or maintenance to create plans or specifications to implement the necessary corrective measures. The covered building owner shall cause any plans or specifications necessary to implement corrective measures to be filed with the Department.

312.14 *Costs.* Costs incurred by the Department relating to inspections of a covered building made under this section shall be recovered through a fee as determined by the code official, and shall be paid by the covered building owner.

312.15 *Department authority*. The Department is authorized to adopt policies and procedures to effectuate the intent and purpose of this section, and may create forms necessary for the implementation and administration of this section.

CHAPTER 4. LIGHT, VENTILATION, AND OCCUPANCY LIMITATIONS

CHAPTER 5. PLUMBING FACILITIES AND FIXTURE REQUIREMENTS

A new subsection 507.2 is added to read as follows:

507.2 *Discharge.* It shall be unlawful, on residential property, to cause, allow or permit any roof drain, surface drain, subsoil drain, drain from any mechanical device, gutter, ditch, pipe, conduit, sump pump or any other object or thing used for the purposes of collecting, conducting, transporting, diverting, draining or discharging clear water from any part of the premises owned or occupied by said person to discharge onto adjacent property other than as provided in subsections 507.2.1 and 507.2.2.

A new subsection 507.2.1 is added to read as follows:

507.2.1 *Exception.* Clear water may be legally discharged by any of the aforementioned mechanisms, provided that the point of discharge is in accordance with the following standards:

1. For a single family detached, duplex or end unit of any other dwelling type, the point of discharge, may not be closer than 5 feet from the side and rear property lines or closer than 10 feet from a public sidewalk or, in the absence of a public sidewalk, from the edge of the curb or roadbed; and provided a minimum 2 feet of pervious surface is located between the point of discharge and any property line over which the clear water may flow.

2. For an accessory structure, the point of discharge shall not be closer than 5 feet from the nearest property line.

3. For an attached interior dwelling unit, the point of discharge may be parallel to or away from the common property line so that it is not directed across adjacent properties.

A new subsection 507.2.2 is added as follows:

507.2.2 *Approved discharges*. Notwithstanding any other provision, it shall be lawful to discharge clear water into a drainage swale or other stormwater collection device, in accordance with a recorded water easement or approved drainage or water management plan, or with the approval of the appropriate government agency.

CHAPTER 6. MECHANICAL AND ELECTRICAL REQUIREMENTS

602.3 *Heat supply* is amended by deleting the subsection in its entirety and substituting the following:

602.3 *Heat supply*. Every owner and operator of any building who rents, leases or lets one or more dwelling units or sleeping units on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat during the period from October 15 to April 15 to maintain a minimum temperature of 68°F (20°C) in all habitable rooms, bathrooms and toilet rooms.

602.4 *Occupiable work spaces* is amended by deleting the subsection in its entirety and substituting the following:

602.4 *Occupiable work spaces*. Indoor occupiable work spaces shall be supplied with heat during the period from October 15 to April 15 to maintain a minimum temperature of 65°F (18°C) during the period the spaces are occupied.

604.1 *Facilities required* is amended by deleting the subsection in its entirety and substituting the following:

604.1 *Facilities required.* Every occupied building shall be provided with an electrical system in compliance with the requirements of this section and Section 605. All electrical facilities, components, outlets, fixtures and equipment in occupied buildings must be supplied with electricity.

CHAPTER 7. FIRE SAFETY REQUIREMENTS

Chapter 7 *Fire Safety Requirements* is amended by deleting all references to "International Fire Code" and any reference to a particular section of the International Fire Code and replacing the deleted text with the words "Delaware State Fire Prevention Regulations."

CHAPTER 8. REFERENCED STANDARDS

Chapter 8 *Referenced Standards* is amended by deleting the references to "International Zoning Code" and "International Fire Code" that appear under the heading "ICC."

Chapter 8 *Referenced Standards* is amended by adding the following:

State of Delaware Regulations

Delaware State Fire Prevention Regulations, effective September 1, 2021, as may be amended from time to time.

Section 3. Inconsistent ordinances and resolutions repealed. All ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict herewith are hereby repealed upon the effective date of this ordinance.

Section 4. Continuation of existing ordinances and resolutions. The sections appearing in this ordinance, so far as they are in substance the same as those ordinances and resolutions adopted and included in the *New Castle County Code,* shall be considered as continuations thereof and not as new enactments.

Section 5. Continuation of existing institution, rights, and liabilities. The revisions of prior ordinances, resolutions, rules and regulations, provided for in this ordinance, shall not affect any act done, or any cause of action accruing or accrued or established, or any suit or proceeding and or commenced in any civil action, nor any plea, defense, bar or matter existing before the times when such revisions shall take effect; but the proceedings in every such case shall conform with this ordinances to the extent applicable.

Section 6. All the provisions of ordinances, resolutions, rules and regulations revised by this ordinance shall be deemed to have remained in force from the time when they began to take effect, so far as they may apply to any department, agency, office or trust or of any transaction or event of any limitation or any right or obligation or the construction of any contract already affected by such ordinances, resolutions, rules and regulations, notwithstanding the revisions of such provisions.

Section 7. No offense committed and no penalty or forfeiture incurred, under any of the ordinances, resolutions, rules and regulations revised by this ordinance and before the time when such revisions shall take effect shall be affected by such revisions.

Section 8. No such action or prosecution, pending on the effective date of the revisions provided in this ordinance, for any offense committed or for the recovery of any penalty or forfeiture incurred under any of the ordinances, resolutions, rules and regulations revised herein shall be abated or affected by such revisions, except that the proceedings in such action or prosecution shall conform with this ordinance to the extent applicable.

Section 9. The provisions in this ordinance shall not be constructed to abolish or impair existing remedies New Castle County or its officers or agencies relating to the remediation of any dangerous, unsafe, or unsanitary condition.

Section 10. Severability. It is hereby declared to be the intention of the County Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance. If any provision of this ordinance is found to be unconstitutional or void, the applicable former ordinance provisions shall become effective and shall be considered as continuations thereof and not as new enactments regardless if severability is possible.

Section 11. Other laws. The provisions of the Code shall not be deemed to nullify any provisions of local, state, or federal law except as stated in Section 2 above.

Section 12. Effective Date. This ordinance shall be effective on January 1, 2026.

Adopted by County Council of
New Castle Coumty on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
of New Castle County

SYNOPSIS: This Ordinance updates and revises the *New Castle County Property Maintenance Code*. Section 1 revises and updates the table of contents for Chapter 7 to clarify that Article 1 of Chapter 7 is the *Property Maintenance Code*. Section 2 adopts the 2024 *International Property Maintenance Code.* Section 2 also amends provisions of the adopted code and adds new provisions that are specific to New Castle County. This Ordinance will provide a unified and comprehensive set of regulations for property maintenance issues. This Ordinance also provides enforcement provisions that are consistent with due process requirements and that will allow the County to protect the health, safety and welfare of its residents.

FISCAL NOTE: This Ordinance will have no discernable fiscal impact.

Acknowledged by the Chief Financial Officer November 14, 2025.

Prime Sponsor(s): Mr. Toole, Mr. Caneco
Requested by: Public Safety
Date of introduction: November 25, 2025

ORDINANCE NO. 25-158

AMEND THE FY2026 APPROVED OPERATING BUDGET: APPROPRIATE $750,000 FROM THE REALTY TRANSFER TAX RESERVE TO THE DEPARTMENT OF PUBLIC SAFETY, DIVISION OF POLICE EQUIPMENT BUDGET LINE ITEM FOR THE FIRST PAYMENT OF THE RE-NEGOTIATED CONTRACT WITH AXON ENTERPRISES

WHEREAS, New Castle County, Department of Public Safety, Division of Police has re-negotiated a ten-year contract with Axon Enterprises for hardware and software related to Body-Worn Cameras (BWC), tasers, drones, the new Real-Time Information Center, in-car cameras, evidence storage and Automatic License Plate Readers (ALPRS); and

WHEREAS, the new contract requires immediate payment in December 2025 that was not included in the Division of Police's current operating budget; and

WHEREAS, corresponding Resolution 25-xxx will need to be passed by County Council to authorize the County Executive to execute the new contract; and

WHEREAS, additional funding is needed to make the payment in December 2025 in the amount of $750,000; and

WHEREAS, under the new contract, $4,782,523.66 will have to be added to the annual operating budget for the Division of Police between FY2027 and FY2029; and

WHEREAS, under the new contract, the annual payment will remain the same from FY2029 through FY2035; and

WHEREAS, the revenue measures heretofore adopted by the County Council are, in the opinion of the County Executive, estimated to yield sums at least sufficient to balance the proposed expenditures as set forth in the Approved General Fund Annual Operating Budget as hereinafter amended.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Annual Operating Budget for the fiscal year beginning July 1, 2025, is hereby amended by deleting the material stricken and adding the material underscored on the attached "Exhibit A."

Section 2. The foregoing amendment shall be considered a part of the Annual Operating Budget for the fiscal year beginning July 1, 2025, and shall be effective retroactively as though incorporated initially in the Annual Operating Budget.

Section 3. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: This Ordinance, if approved, amends the FY2026 Approved Operating Budget by appropriating $750,000 from the Realty Transfer Tax Reserve to the Department of Public Safety, Division of Police Equipment Budget Line Item. The Department of Public Safety, Division of Police re-negotiated a ten-year contract with Axon Enterprises for hardware and software related to Body-Worn Cameras (BWC), tasers, drones, the new Real-Time Information Center, in-car cameras, evidence storage and Automatic License Plate Readers (ALPRS). These funds are needed as the new contract requires immediate payment in December 2025 that was not included in the Division of Police's current operating budget. Corresponding Resolution 25-xxx will need to be passed by County Council to authorize the County Executive to execute the new contract.

FISCAL NOTE: This Ordinance, if approved, amends the FY2026 Approved Operating Budget by appropriating $750,000 from the Realty Transfer Tax Reserve to the Department of Public Safety, Division of Police Equipment Budget Line Item.

The revised FY2026 Approved Operating Budget will be $376,308,586. The fiscal impact to the Operating Budget will be $750,000 in FY2026, $2,237,323 in FY2027, $500,000 in FY2028 and $2,045,200.66 in FY2029. The annual payment will remain the same from FY2029 through FY2035. The Realty Transfer Tax Reserve estimated balance (unaudited) upon passage of this Ordinance will be $27,337,278.

Acknowledged by the Chief Financial Officer November 6, 2025.

COUNTY COUNCIL			
Salaries and Wages		$	2,708,793
Benefits			1,525,869
Training and Civic Affairs			69,428
Communication and Utilities			16,274
Materials and Supplies			58,986
Contractual Services			256,281
Equipment			3,363
Grants and Fixed Charges			312,220
Operating Transfer Charges			195,519
Total		***$***	***5,146,733***
Total Authorized Full-Time Positions	***35***		

COUNTY EXECUTIVE			
Salaries and Wages		$	2,305,318
Benefits			1,293,169
Training and Civic Affairs			41,978
Communication and Utilities			19,550
Materials and Supplies			22,136
Contractual Services			247,891
Equipment			1,000
Grants and Fixed Charges			295,771
Contingency			55,000
Operating Transfer Charges			112,454
Total		***$***	***4,394,267***
Total Authorized Full-Time Positions	***17***		

DEPARTMENT OF ADMINISTRATION			
Salaries and Wages		$	14,072,608
Benefits			7,834,901
Training and Civic Affairs			190,005
Communication and Utilities			8,380,342
Materials and Supplies			157,693
Contractual Services			8,546,486
Equipment			428,395
Grants and Fixed Charges			3,987,850
Operating Transfer Charges			1,197,550
Operating Transfer Credits			(14,044,103)
Total		***$***	***30,751,727***
Total Authorized Full-Time Positions	***168***		

DEPARTMENT OF PUBLIC WORKS			
Salaries and Wages		$	28,756,814
Benefits			16,093,269
Training and Civic Affairs			45,445
Communication and Utilities			27,456,675
Materials and Supplies			4,962,521
Contractual Services			11,103,035
Equipment			511,758
Grants and Fixed Charges			1,549,759
Land and Structures			50,000
Operating Transfer Charges			4,841,323
Operating Transfer Credits			(7,876,371)
Total		***$***	***87,494,228***
Total Authorized Full-Time Positions	***389***		
DEPARTMENT OF LAND USE			
Salaries and Wages		$	8,986,033
Benefits			5,031,240
Training and Civic Affairs			66,975
Communication and Utilities			103,015
Materials and Supplies			107,727
Contractual Services			1,524,109
Equipment			67,740
Grants and Fixed Charges			56,500
Operating Transfer Charges			1,071,279
Total		***$***	***17,014,618***
Total Authorized Full-Time Positions	***113***		
DEPARTMENT OF COMMUNITY SERVICES			
Salaries and Wages		$	13,653,916
Benefits			5,874,643
Training and Civic Affairs			18,920
Communication and Utilities			1,577,473
Materials and Supplies			1,628,039
Contractual Services			3,887,527
Equipment			36,919
Grants and Fixed Charges			3,235,149
Operating Transfer Charges			1,396,115
Operating Transfer Credits			(243,749)
Total		***$***	***31,064,952***
Total Authorized Full-Time Positions	***162***		

DEPARTMENT OF PUBLIC SAFETY			
Salaries and Wages		$	78,231,240
Benefits			43,444,049
Training and Civic Affairs			205,206
Communication and Utilities			992,877
Materials and Supplies			1,319,347
Contractual Services			2,458,322
Equipment	~~1,661,783~~		2,411,783
Grants and Fixed Charges			11,672,040
Operating Transfer Charges			8,501,518
Total	***~~148,486,382~~***	***$***	***149,236,382***
Total Authorized Full-Time Positions	***729***		
REGISTER OF WILLS			
Salaries and Wages		$	1,219,161
Benefits			669,258
Training and Civic Affairs			34,950
Communication and Utilities			10,257
Materials and Supplies			10,053
Contractual Services			62,715
Equipment			2,800
Operating Transfer Charges			97,749
Total		***$***	***2,106,943***
Total Authorized Full-Time Positions	***20***		

RECORDER OF DEEDS			
Salaries and Wages		$	1,377,085
Benefits			764,405
Training and Civic Affairs			40,170
Communication and Utilities			30,665
Materials and Supplies			12,398
Contractual Services			83,945
Equipment			6,150
Grants and Fixed Charges			18,350
Operating Transfer Charges			172,975
Total		$	***2,506,143***
Total Authorized Full-Time Positions	***23***		
SHERIFF			
Salaries and Wages		$	1,482,722
Benefits			835,738
Training and Civic Affairs			29,452
Communication and Utilities			12,261
Materials and Supplies			21,259
Contractual Services			55,999
Equipment			5,000
Operating Transfer Charges			150,197
Total		***$***	***2,592,628***
Total Authorized Full-Time Positions	***21***		
CLERK OF THE PEACE			
Salaries and Wages		$	538,617
Benefits			303,592
Training and Civic Affairs			9,600
Communication and Utilities			3,586
Materials and Supplies			8,754
Contractual Services			18,268
Equipment Replacement			0
Operating Transfer Charges			35,085
Total		***$***	***917,502***
Total Authorized Full-Time Positions	***7***		
DEBT SERVICE			
Debt Service		$	47,892,496
Total		***$***	***47,892,496***
Total Authorized Full-Time Positions			

ETHICS COMMISSION			
Salaries and Wages		$	44,477
Benefits			4,092
Training and Civic Affairs			10,500
Communication and Utilities			1,745
Materials and Supplies			2,450
Contractual Services			235,747
Equipment			500
Operating Transfer Charges			6,796
Total		***$***	***306,307***
Total Authorized Full-Time Positions	***0***		
COUNCIL CONTINGENCY			
Contingency		$	225,000
Total		***$***	***225,000***
Total Authorized Full-Time Positions			
EXECUTIVE CONTINGENCY			
Contingency		$	347,229
Total		***$***	***347,229***
Total Authorized Full-Time Positions			
PERSONNEL CONTINGENCY			
Contingency		$	455,000
Total		***$***	***455,000***
Total Authorized Full-Time Positions			
BENEFITS CONTINGENCY			
Contingency		$	2,250,000
Total		***$***	***2,250,000***
Total Authorized Full-Time Positions			
ATTRITION CONTINGENCY			
Personal Services - Salaries and Wages		$	(6,107,378)
Personal Services - Employee Benefits		$	(3,442,422)
Total		***$***	***(9,549,800)***
Total Authorized Full-Time Positions			
ONE-TIME CONTINGENCY			
Contingency		$	1,156,231
Total		***$***	***1,156,231***

EXHIBIT A6

NEW CASTLE COUNTY			
Salaries and Wages		$	147,269,406
Benefits			80,231,803
Training and Civic Affairs			762,629
Communication and Utilities			38,604,720
Materials and Supplies			8,311,363
Contractual Services			28,480,325
Equipment	~~2,725,408~~		3,475,408
Grants and Fixed Charges			21,127,639
Debt Service			47,892,496
Land and Structures			50,000
Contingency			4,488,460
Operating Transfer Charges			17,778,560
Operating Transfer Credits			(22,164,223)
Sub-Total New Castle County	***~~375,558,586~~***	***$***	**376,308,586**
Total Authorized Full-Time Positions	***1,684***		

RESERVE ACCOUNTS ANTICIPATED BALANCES AS OF OCTOBER 28, 2025 (UNAUDITED)	
Tax Stabilization Reserve Account	41,409,374
Sewer Rate Stabilization Reserve Account	10,355,693
General Fund Budget Reserve Account	46,910,980
Sewer Fund Budget Reserve Account	19,038,698
Total Reserves:	**117,714,745**

Prime Sponsor(s): Mr. Caneco, Ms. Durham
Date of introduction: July 8, 2025

ORDINANCE NO. 25-094

TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 40 ("UNIFIED DEVELOPMENT CODE"), SECTION 40.27.540 ("CHANGES TO OPEN SPACE OR COMMON FACILITIES") REGARDING PROPOSED PLAN CHANGES

WHEREAS, *New Castle County Code* Chapter 40, Article 27 establishes particular requirements and obligations relating to private open space and common facilities set aside as part of a subdivision or land development plan; and

WHEREAS, among these, Article 27 identifies the responsibilities and obligations of the developer and the maintenance corporation, both before and subsequent to conveyance by the developer of the open space; and

WHEREAS, Article 27 further provides that any plan submission that proposes changes to private open spaces or common facilities delineated on an existing plan must be accompanied by a petition that has been signed by the homeowners of at least two-thirds of the lots of the existing plan who have an interest in the private open space or common facilities; and

WHEREAS, Article 27 would benefit from clarification that the above-mentioned petition must be signed by the homeowners of at least two-thirds of the ***occupied*** lots of the existing plan who have an interest in the private open space or common facilities; and

WHEREAS, the *County Code* and, thus, the citizens of the County would benefit from the proposed clarifications to further enhance the Unified Development Code standards and procedures; and

WHEREAS, County Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to, legitimate government interests (*i.e.*, promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. *New Castle County Code* Chapter 40 ("Unified Development Code"), Section 40.27.540 ("Changes to Open Space or Common Facilities") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.27.540. - Changes to open space or common facilities.

A. Developer. If a plan proposes changes to private open spaces or common facilities delineated on an existing plan, a petition supporting the record plan changes shall be included with the submission. The petition shall be executed by the homeowners,

which shall not include a developer, of at least two-thirds ~~(⅔)~~ of the occupied lots of the existing plan having an interest in the private open space or common facilities. In DPUD's or phased developments, if the private open space or common facility is predominately designed for use by lot or homeowners of a delineated section or phase, consent of two-thirds ~~(⅔)~~ of the lot or homeowners of the occupied lots in the section or phase containing the private open space or community facility shall be required. The Department may allow substitutions of plant material on the landscape plan without a petition if the plant substitutions conform to the plant list in Appendix 3.

…

Section 2. Effective Date. This Ordinance shall become effective upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C*. § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus A. Henry
County Executive
of New Castle County

SYNOPSIS: This Ordinance, if enacted, would bring clarity to *New Castle County Code* Section 40.27.540 by making clear that, if a plan proposes changes to private open space or common facilities delineated on an existing plan, a petition supporting the record plan changes shall be included with the plan submission, and the petition must be executed by the individual homeowners, which shall not include the developer, of at least two-thirds of *the occupied lots* of the existing plan who have an interest in the private open space or common facilities.

FISCAL NOTE: There is no discernible fiscal impact.

Acknowledged by the Chief Financial Officer June 30, 2025.

DEPARTMENT OF LAND USE
RECOMMENDATION REPORT

Ordinance No. 25-094
Application No. 2025-0424-T
Changes to Open Space or Common Facilities

October 21, 2025

Sponsor: Councilman Caneco (District 12), Councilwoman Durham (District 2)

Description: To amend New Castle County Code, Chapter 40 ("Unified Development Code"), Section 40.27.540 ("Changes to Open Space or Common Facilities") regarding proposed plan changes.

EXECUTIVE SUMMARY

Ordinance 25-094 (Application 2025-0424-T) is an ordinance to amend the UDC to remove developers from petitions to change open space areas, only permitting homeowners of occupied lots to sign petitions as part of the 2/3rds requirement. The Department has identified several significant issues with Ordinance 25-094 as written including:

- The UDC have already been amended to specifically address concerns identified at the public hearing, protecting homeowners, while protecting the ability to make needed changes to stormwater facilities identified during the construction phase (Ordinances 18-020, 20-071, and 20-090)
- The ordinance could decrease the ability of developers to change housing unit types to meet market demand and build out a development.
- Due to cost, timing and State and County code compliance mandates, developers do not generally make changes to open space unless necessary for stormwater management, housing market changes (and still within the limits of the UDC), unforeseen field conditions or the desires of the residents (such as changes to the clubhouse amenities). Even in the examples provided at the Public Hearing, nearly 2/3rds of occupied households signed petitions requesting that the changes to open space be made.

The Department believes that there are always opportunities to provide additional protection to promised amenities, ensure developments build a community in a manner that meets the demands of the housing market, and account for the complex ownership models permitted within

developments. As is the case with any proposed ordinance by members of County Council, the Department of Land Use offers to assist the sponsor with any ordinance to ensure that the ordinance can be properly analyzed and vetted to accomplish the goals or to gain a better understanding of the process.

The Department of Land Use has considered the Standards for Text Amendment in Section 40.31.420 of the New Castle County Code and comments received from other agencies and the public. Based on this analysis, the Department recommends **DENIAL** of Ordinance 25-094.

DESCRIPTION

Ordinance 25-094 (Application 2025-0424-T) is an ordinance to amend the UDC to remove the developers right to vote in proportion to the number of lots they may own on petitions to change open space areas, only permitting homeowners of occupied lots to sign petitions as part of the 2/3^{rds} requirement.

BACKGROUND

For nearly a decade after the adoption of the Unified Development Code (1997), little changed in the turn over and construction of open space and amenities. Developers were required to provide funding in an interest-bearing escrow on or before the issuance of seventy-five (75) of the building permits within the development to fund the maintenance of private open space and amenities for a two (2) year period.

Ordinance 07-012 Private Open Space Turn Over[1]

The Department of Land Use reviewed and monitored the continued application of open space turn over provisions and identified clarifications, corrections, improvements and changes necessary to further enhance those regulations. One important area of clarification in Section 40.27.310 was:

> *All areas designated on the record plan as open space and/or common facilities including, but not limited to, streets or rights-of-way, parking areas, stormwater management facilities, drainage facilities, and active or passive recreation areas, shall be constructed by the developer of the subdivision, and/or any other person or entity that constructs dwelling units within the subdivision or improves the development site. Such responsibility shall be joint and several, and allocation of responsibility shall be determined by the individual persons or entities constructing dwelling units in the subdivision and by the developer.*

[1] Ordinance 07-012: https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86735C7182B4706D85563817799D75D9B52505F8F2FAF2C0E5&x=temp.pdf,Accessed 10/17/25)

Section 40.27.310 was additionally amended to require status reports of the construction of open space and amenities at 50% and 75% be submitted to the Department for review. Failure to comply with comments from the Department constituted a code violation against the developer.

Ordinance 07-012 additionally, for the first time, tied completion of open space and amenities to the total development. Open space and amenities were required to be completed prior to the issuance of 90% of the permits for building lots. The ordinance also permitted the Department to include additional requirements on plans that included phases.

Ordinance 09-066 Enhanced Review Process[2]

Ordinance 09-066 was adopted in October of 2009 with the expressed intent of shifting the subdivision review process for Major Land Development Plans and Rezonings from a three-step process to a two-step process and to account for the change from the Technical Advisory Committee (TAC) to Preliminary Land Use Service (PLUS) in the plan review process. In addition to those changes the County included Section 40.27.540 which brought property owners into the process of making changes to Open Space:

> *If a plan proposes changes to private open spaces or common facilities delineated on an existing plan, a petition supporting the record plan shall be included with the submission. The petition shall be executed by* ***at least two-thirds (2/3) of the lot owners of the existing plan having an interest in the private open space or common facilities****. In DPUD's or phased developments, if the private open space or common facility is predominately designed for use by lot owners of a delineated section or phase, consent of two-thirds (2/3) of the lot owners in the section or phase containing the private open space or community facility shall be required.*[3]

Public comment primarily focused on the plan review process changes, however those that referenced the new provisions for changes to open space were supportive of inclusion of property owners in the process, with the exception of the Committee of 100 who felt that the 2/3 requirement was too onerous for developers.[4] The UDC provisions related to making changes to open space remained unchanged until 2021, except for a minor change in 2018 that addressed active recreational areas and structure facilities.

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[2] Ordinance 09-066: https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86735C7182B4706D851B37877AC23C2B317A1ED82254F99697&x=temp.pdf,(Accessed 10/17/25)

[3] Ordinance 09-066, Enhanced Review Process: https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86735C7182B4706D851B37877AC23C2B317A1ED82254F99697&x=temp.pdf, (Accessed 10/9/25)

[4] Application 2009-391-T Public Comment: https://www3.newcastlede.gov/Project/details/default.aspx?ProjectKey=346961, (Accessed 10/9/25)

Ordinance 18-020 Subdivision and Land Development Review and Process[5]

Ordinance 18-020 was adopted in July of 2018 and included many important revisions and improvements to the subdivision and land development plan regulations. With respect to open space turn over provisions (Section 40.27.310) the ordinance included:

> *All active recreation areas and structured recreational facilities (clubhouses, pavilions, etc.) shall be completed prior to the issuance of fifty (50) percent of total building permits within the subdivision*

This ensured that **open space amenities are locked in and constructed prior to 50% of homes in a development being occupied.**

Ordinance 20-090 Open Space/Common Facility Turnover[6]

Ordinance 20-090 was adopted in April of 2021 seeking to improve and enhance the provisions related to turning over open space and common facilities to maintenance organizations, including the ability to turn over open space in a development in phases. Among other changes enacted by the ordinance, once open space is turned over to a community the required vote defaults to the rules established by the community's governing documents as opposed to the previously required 2/3 petition. This provides flexibility for the community to make changes to their open space areas and amenities after open space has been turned over, to meet the evolving needs based on the rules established by the community.

Ordinance 20-090 further revised Section 40.27.310 to read as follows:

> *The Department may not issue more than fifty (50) percent of the total dwelling unit permits within the subdivision until all active recreation areas and structured facilities (clubhouses, pavilions, historical structures etc.) have been turned over to the community.*

These changes further enhanced the provisions that required the completion of active recreation areas and amenities to require that those improvements be turned over to the maintenance organization before the Department is able to issue more than 50% of total building unit permits. Additionally, this amendment includes a requirement that historic structures slated to be preserved on a plan are preserved. This requirement builds on protections provided in Ordinance

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[5] Ordinance 18-020: https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86735C7182B4706D85F2D0B21F31A6FF6473F3E3BF55D65C8F&x=temp.pdf,(Accessed 10/17/25)

[6] Ordinance 20-090: https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86735C7182B4706D856C44D73CA7B998CECABC423A803B7F50&x=temp.pdf,(Accessed 10/17/25)

20-071 (see Analysis Section), and in part was the result of the demolition of the historic structure in the Village of Bayberry North, which was slated "to remain" on plans for the development.

Ordinance 25-094 Proposed Plan Changes

Ordinance 25-094 was introduced on July 8, 2025, to further revise the requirements to make changes to open space by only considering owners of occupied lots in the 2/3 petition requirement.

PLUS REVIEW (Preliminary Land Use Service)

The PLUS Report, dated September 22, 2025, contains comments from several State agencies. The Office of State Planning Coordination and other agencies provided no comments and had no objection to the approval of the ordinance.

PLANNING BOARD PUBLIC HEARING - *October 7, 2025*

County Councilman Caneco presented Ordinance 25-094 at the October 7th joint New Castle County Department of Land Use and Planning Board Public Hearing. During his presentation, he discussed the proposed changes to the requirements for making changes to open space. He described the motivation for the proposed change is that there is a "loophole" in the code that permits the developer to be considered in the petition for making changes to open space.

Councilman Caneco noted the Resubdivision Plan in the Village of Bayberry North (Application 2019-0554-S)[7] as an example of how this happens. He noted that in Bayberry North the developer was trying to change the open space requirements to take down an old farmhouse and put eight more houses instead and that the majority of homeowners actually were not getting a vote on this matter.[8]

Planning Board members had several questions and comments in response to the presentation. Mr. Snowden inquired about whether lessees would get a vote or the property owner. Mr. Caneco responded that his interpretation is that the property owner would vote. Mr. Cantrell inquired if the Developer gets 1 vote, or a vote for every lot that he owns. Mr. Caneco stated that today the developer gets a vote for every lot that he owns. Mr. Cantrell confirmed with Mr. Caneco that the proposed changes would only consider lots that are occupied. Mr. Ott inquired about the mechanism for curtailing developers from getting a vote. Mr. Caneco stated that since the

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[7] Application 2019-0554-S: https://www3.newcastlede.gov/Project/Details/Default.aspx?ProjectKey=657416 (Accessed 10/9/25)

[8] As indicated in the public record, online this is not factual: https://www3.newcastlede.gov/Project/Details/Default.aspx?ProjectKey=657416 (Accessed 10/9/25), See Applicant's Submissions and Correspondence/Applicants Miscellaneous – 5/30/2020

ordinance states occupied lots so it means if somebody's living in the house, they get a vote but if it's a half open or if it's under construction, they would not get a vote. Mr. Cantrell remarked that the ordinance gives the power to make changes to open space to the people that are permanent as opposed to developers that are more temporary in nature.

Public Comment

Support

No members of the public provided public comment in support of the ordinance at the public hearing.

Opposition

Two (2) members of the public (1) Jerome Heisler, Reybold Group, and (2) Frederick Mitsdarfer, Esq, Tarabicos Grosso, LLP spoke in opposition to the ordinance as written. Mr. Heissler explained the challenges to improving developments that the proposed changes would bring, including providing examples of such changes in several of his company's developments. He also provided an example of where a homeowner sought financial compensation for their signature on a petition. He further identified the proposed change as being a significant deterrent for development that would lead him to reconsider large developments in the county. Mr. Mitsdarfer thanked Councilman Caneco for meeting with him. He also echoed sentiment voiced by Mr. Heissler, and explained his concerns regarding consistency with Delaware Law, the Delaware Uniform Common Interest Ownership Act (DUCIOA).

Rebuttal

Mr. Caneco stated that he had reviewed State Law (Title 25) with his Counsel to Council and have not identified any case law that actually shows a conflict, and that any such concern would have to be litigated. He further noted that for drainage issues, developers would actually need to take a harder look when they made their actual record plans and submit it to the County about how their drainage plans actually work since this ordinance would now they put them in an uncomfortable position where they want to change because they did not do a proper planning and engineering of the site and actually submit a sufficient record plan.

He further stated that too much drainage was installed at the Enclave of Odessa, and noted that the developers of Bayberry North abused the process in making the change. He also acknowledged that every developer is different and that some are better than others. He further reiterated that it is his intent for the folks who live in their community should have their vote on how it is developed.

Comments received while the record was open

The Department received correspondence from Jerome Heisler, Reybold Group and Katie Dodge Gillis representing the Home Builders Association of Delaware (HBADE) in opposition to Ordinance 25-094. Mr. Heisler sent 2 emails to the Department; one dated October 6th which identified how the impacts of the ordinance would be antithetical to the goals in the Comprehensive Plan and made recommendations on how to alter the ordinance to bring it into compliance with the Comprehensive Plan, and one dated October 10th that provided examples of changes to open space within developments that he owns. Ms. Gills on behalf of the Home Builders Association of Delaware, identified the following as rationale for opposing the ordinance; (1) risk of a single homeowner derailing large projects, (2) chilling effect on investment and master-planned development, (3) inflexibility undermines planning adaptability, and (4) protections for homeowners already exist under DUCIOA.

ANALYSIS

The Department has long supported evaluating potential opportunities to improve the development code, making for more equitable and predictable outcomes from the subdivision review process and to protect the members of the public. Over the last sixteen (16) years the County has taken important action through amendments to the UDC to give homeowners a voice in alterations and improvements to open space in their community. The County has additionally further empowered these communities to make desirable changes to their open space after the developer has turned over the open space to the maintenance organization by deferring to the governing documents for the community, and processing those changes as Record Plan Modifications as opposed to a Resubdivision thereby significantly reducing the cost and time burden for communities.

In evaluating the changes proposed by the ordinance it is important to understand the reasoning for the proposed changes as well as well as the ramifications if adopted. At the Joint Department of Land Use and Planning Board Public Hearing Councilman Caneco identified two (2) developments as having served as the motivations for the proposed changes to the UDC; (1) The Village of Bayberry North, and (2) The Enclave at Odessa. Additionally, it is important for the public record be correct so that the Department, Planning Board, and County Council accurately consider applications before them.

For the Village of Bayberry North Open Space changes, Councilman Caneco, during his presentation, made several assertions regarding changes to open space approved by Application 2019-0554-S, which does not accurately reflect subdivision records. The Department did review these changes and offer the following:

1. While the applicant may have worked with the community prior to making a submission, the processing time for this application did not take multiple years, it was processed and approved in just under a year and a half from the time of initial submission, which is in line with the review time for minor land development and subdivision plans. The applicant

worked with the community to secure the required signed petitions from August of 2019 (Initial Exploratory Plan Review Letter) through May of 2020 (Date the petitions were submitted to the Department).[9]

2. The acreage of open space provided to the Village of Bayberry North was increased as a result of the plan from 176.365 acres (38.12%)[10] to 177.743 acres (38.42%)[11], while additional amenities were added including a multipurpose field, play area (Tot Lot), outdoor seating, and a pavilion. The developer additionally compensated the community by including an additional $40,000 toward upkeep of those amenities (as indicated in the signed petitions).

3. The number of lots did not increase by this plan, however Lot 757 and the adjacent open space lot were reconfigured eliminating Lot 757's lot frontage along Aububon Trail while increasing the lot's frontage along West Palladio Place. This did not increase the permitted density of the development.

    - Lot 757 was later subdivided under a separate application into 4 single family detached lots (not 8) along Palladio Place (Application 2021-0085-S), which is fewer than that permitted density for the development and increased the number of workforce housing units by 1.

4. The developer received 491 signed petitions of the 786 occupied homes, nearly 2/3rds (62.47%). The occupied homes that signed the petition also made up a majority of all lots (including those still owned by Blenheim Homes) in the development (51.63%).

5. Application 2019-0554-S included the demolition of the historic structures on Lot 757, which had previously been proposed to remain.

    - Previous plans for the Village of Bayberry North included a label that the structure was to remain, however there was no effort or plan to preserve the structure. As such, over the decade that followed the structure fell into a degraded condition through demolition by neglect. The Department, concerned about the preservation of historic structures, and to prevent historic structures on sites of major land development plans from being demolished by neglect (or otherwise), worked with Councilwoman Durham and drafted Ordinance 20-071. The ordinance was a near complete update of Article 15 – Historic Resources, that among other important changes included Section 40.15.310 - Preservation of historic resources on major land development plans. Section 40.15.310 requires that on major land

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[9] Application 2019-0554-S: https://www3.newcastlede.gov/Project/details/default.aspx?ProjectKey=657416 (Accessed 10/10/25)
[10] Instrument 201511060057596
[11] Instrument 202101210009095

development plans where the Historic Review Board determines there is a historic resource:

1. The parcel containing the historic resource must be rezoned H prior to recordation of the plan.

2. A detailed preservation plan be approved by the Department, noted on the plan and recorded at the Recorder of Deeds.

3. The developer provide a performance guarantee, held in escrow by the County. If the property is transferred to a maintenance organization or sold as a lot a new performance guarantee is required.

4. That the developer complete improvements on the structure throughout the construction of the development, permits are held at different stages until the improvements have been made.

5. The ordinance additionally established the Demolition by Neglect provisions enabling the County and funding repairs to structures with an Historic overlay that have been determined to be undergoing demolition by neglect. A lien is placed on the property until the cost of repairs is repaid.[12]

Councilman Caneco also cited issues at the Enclave at Odessa during his rebuttal. For the Enclave, there have been three recorded plans for the site (1) the original Record Plan (Application 2001-0594-S, Inst. 200402110016368), (2) a Resubdivision Plan that adjusted the types of housing units (Application 2008-0061-S, 200904140021184)[13], and (3) a Resubdivision Plan that change the housing unit mix consistent with a Board of Adjustment decision, replaced a walking path with 2 play areas (Application 2013-0327- S, Inst. 201701130002384)[14].

While neither of the recorded Resubdivision Plans proposed an increase in the number of lots or decrease in open space acreage the Department did review these changes and offer the following:

1. Application 2013-0327-S eliminated the proposed walking path and replaced it with 2 play areas and increased the usable/active open space area by 7 acres (no increase in the total open space acreage). The Department met with representatives of the community who

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[12] Ordinance 20-071: https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86735C7182B4706D857EF9C3ABED8B9494458A4A6B8AA3A470&x=temp.pdf, (Accessed 10/14/25)
[13] Application 2008-0061-S: https://www3.newcastlede.gov/Project/details/default.aspx?ProjectKey=302964. (Accessed 10/14/25)
[14] Application 2013-0327-S: https://www3.newcastlede.gov/Project/details/default.aspx?ProjectKey=455162, (Accessed 10/14/25)

voiced their desire for this change out of concern for the continued maintenance cost of the walking path. They also felt that the play areas would get more use.

2. During the review process the applicant submitted 92 signed petitions of the 151 occupied homes (60.93 %) within the Enclave at Odessa expressing their desire to make the changes to the open space area.

While the Departments of Land Use and Public Works have identified issues at the development regarding stormwater management and have worked with the developer and community to fix these issues, the changes proposed by this Ordinance could encumber a developer from rectifying those issues.

Concerns with Ordinance 25-094

The Department of Land Use has concerns with changes proposed by Ordinance 25-094 and the impact that they would have on the build out of communities. The following sections further examine these concerns.

1. *Important Changes to the UDC were made between 2018 and 2021 that Address Concerns Identified at the Public Hearing, Protecting Homeowners, while Protecting the Ability to Make Needed Changes to Stormwater Facilities*

The changes proposed in Ordinance 25-094 largely seek to rectify potential problems that were already addressed in three ordinances adopted between 2018 and 2021. Important protections for communities were added that include:

- Prior to 50% of the dwelling unit permits being issued **all active recreation areas and structured facilities** (clubhouses, pavilions, historical structures etc.) **must be constructed and have been turned over to the community**. By the time that a majority of households are occupied, all active open space areas and communities are completed, the community owns and determines if any changes are appropriate, not the developer. That said, the developer still has the flexibility make changes on stormwater management facilities and passive open space areas, if 2/3^{rds} of lot owners agree to those changes.

- When a historic resource is identified by the Historic Review Board as being historically significant, on a major land development plan, it is required to be rezoned to have an Historic Overlay, and have an approved and funded Preservation Plan. Today, historic structures, like those identified in the Village of Bayberry North would not be permitted to be demolished as part of a major subdivision.

Ordinance 25-094, as written would severely constrain developers the ability to change open space, amenities, and stormwater management facilities early in the build out of a development.

After the first lot is sold, the single owner would have the ability to prevent alterations to housing type changes (nearly all changes in unit type have associated changes to the lot size) and stormwater improvements to accommodate those lots (stormwater is largely addressed in the open space areas). This could impede the ability for developments to address improvements needed for conveyance of stormwater identified during the construction stage, and to adapt changes in the housing market during their construction phase thereby restricting a full build out. Not only could this have an impact on the diversity of housing types as well as the overall housing stock, but if not fully built out impact fees to provide increased services and infrastructure would not be collected. It was also noted that developers may retain power of attorney on newly sold units to allow them the ability to make these changes.

2. *Effects on improvements in developments, and the ability to adapt to market demands*

It has been the observation of the Department that developers make a substantial investment in new developments and do not make changes to open space areas on a whim or practice bait and switch tactics with respect to amenities. When plans are change through a Resubdivision Plan, normally at a substantial cost to the developer for new engineered drawings, they typically involve adjustments to the types of housing units (single family attached, multifamily, single family detached, etc...) based on the changing market demands, to correct stormwater or other conditions found during construction, or to fix unanticipated miscellaneous items. While adjustments in housing can be made, the development must still meet the unit mix requirements in the UDC (absent a variance). The developer, community, and County have interests in developments being built out and having housing units occupied. Open space amenities and improvements are tied to the build out of developments and should a development not accomplish build out, important amenities may be delayed.

The Department has long promoted that residents should have an important role in determining what, and if, improvements should be made in a development after a development is initially recorded. As discussed in the Background section of this report, up until 2009, developers had the ability to make changes to open space areas without requiring input from the residents. Ordinance 09-066, as indicated by the public record, recognized that as a development was completed and houses sold, that homeowners should have an increased voice in changes made to amenities and open space areas. The provisions adopted created a balance of the property rights of the developer with those who reside in that community requiring 2/3rds of all lot owners in a plan to agree to changes to open space and amenities, including the developer.[15]

3. *Existing Protections*

The Delaware Uniform Common Interest Ownership Act (DUCIOA) provide important protections with respect to disclosure of changes to open space areas, and amenities. The petition requirements in the Uniformed Development Code builds on those protections by creating a

[15] Application 2009-0391-T, Ord. 09-066: https://www3.newcastlede.gov/Project/details/default.aspx?ProjectKey=346961 , (Accessed 10/10/25)

balance between the interests of developer and residents within the community that prioritizes residents as the development gets built out.

Proposed amenities, and other improvements in open space areas, are financially planned and included in the Land Development Improvement Agreement, and have a performance guarantee (Section 40.31.820):

> *..all improvements contemplated in minor or major land development plans as required by this Chapter for sewer, drainage and detention, as well as for other improvements such as stormwater management facilities, parking, curbing, paving, sidewalks,* ***open space improvements and common facilities****, property monuments, earthwork, lighting, landscaping and bufferyards (except for replacement of on-lot residential landscaping), and any other improvements required by this Chapter ("the Improvements") shall be subject to a performance guarantee*

Making changes to an open space area requires a significant investment in time and money, as well as buy-in from residents and such changes are not made without a legitimate reason.

While the Department has significant concerns with the impact that Ordinance 25-094 could have on the diversity of housing stock (rental vs fee simple lots), affordable housing, and the balance between the property rights of the developer and residents within a community, it does see opportunities to improve this, as well as other provisions within the Code. The Department believes that there are opportunities to provide additional protections to promised amenities, ensure developments build out in a manner that meets the demands of the housing market, and account for the complex ownership models permitted within developments. As always, the Department of Land Use is available to work with the various parties in the civic and business community to review this, or any issue, and create ordinances to accomplish these goals.

Standards of Review

Pursuant to Section 40.31.420 of the New Castle County Code, in determining whether a text amendment shall be recommended or approved, all of the following factors shall be considered:

A. *Implementation of a new portion of the Comprehensive Development Plan.*

N/A

B. *Implementation and achievement of the Comprehensive Plan's goals and objectives.*

As discussed above, the changes proposed by Ordinance 25-094 removes the ability of the developer to have a vote on the development they are creating and making it difficult for developers to fully build out to meet the demands of the market. As such the proposed

changes are antithetical to Goals 4 and 17, and hinder the County's ability to achieve those goals:

> Goal 4 - Healthy, safe housing options throughout the County are diverse, meeting needs of people of all incomes, ages, abilities, and races, while maintaining design and form of the built environment that integrates with existing communities.
>
> > 4.1. Objective: Increase variety and range of price points of safe, quality housing options, in a diversity of locations.
> >
> > > 4.1.1. Strategy: Enable/encourage a greater range of housing types in residential zones...
>
> Goal 17- Development, infrastructure, and change is well-planned and coordinated, achieving sustainable and effective public investment in our communities.
>
> > 17.4 Objective: Provide improved emergency services; types of equipment and response time to meet future demands.

C. Consistency with the provisions of this Chapter and the standards for similar uses.

N/A

D. *Necessity to respond to State and/or Federal legislation.*

N/A

E. *Flexibility in meeting the objectives of this Chapter.*

N/A

F. Changes to conditions, interpretations, and/or clarifications to existing language for new uses.

N/A

G. Consideration of specific problems found in this Chapter.

N/A

DEPARTMENT OF LAND USE RECOMMENDATION

The Department of Land Use has considered the Standards for Text Amendment in Section 40.31.420 of the *New Castle County Code* and comments received from other agencies and the public. Based on this analysis, the Department recommends **DENIAL** of Ordinance No. 25-094.

PLANNING BOARD RECOMMENDATION

At a business meeting held on October 21, 2025, the Planning Board considered the recommendation provided by the Department of Land Use as well as comments from outside agencies and the public. On a motion made by Mr. Daigle and seconded by Mr. Ott, the Board voted to recommend **DENIAL** of Ordinance 25-094. The motion was adopted by a vote of 7-0-0-1 (In Favor: Cantrell, Cochran, Daigle, Drake, Ott, Snowden, Visvardis; In Opposition: None; Abstention: None; Absent: Gray).

Prior to the vote, Mr. Snowden commented that as an engineer, when working on a site, sometimes conditions are different from what you had anticipated during the planning process, regardless of having performed diligent effort on evaluating the site. He stated that it is important to have the opportunity to rectify those issues.

There were no additional comments or questions by Planning Board members.

STATUTORY GUIDELINES

In the phraseology of 9 Delaware Code Section 2603(a), the Department finds that this text amendment does not promote the convenience, order and welfare of the present and future inhabitants of this State.

10/28/25
David M. Culver date
General Manager
Department of Land Use

10/27/25
Robert Snowden date
Acting Chair
Planning Board

Prime Sponsor(s): Ms. Durham
Requested by: Land Use
Date of introduction: August 5, 2025

ORDINANCE NO. 25-100

COUNTY INITIATED REZONING - TO REVISE THE NEW CASTLE COUNTY ZONING MAPS IN COUNTY COUNCIL DISTRICT 2 REGARDING THE FOLLOWING TAX PARCELS: BRANDYWINE HUNDRED: 06-013.00-080 (2537 DARTMOUTH WOODS RD, DARTMOUTH WOODS), 06-013.00-260 (2412 RAMBLEWOOD DR, CHANNIN), 06-013.00-261 (2510 RAMBLEWOOD DR, CHANNIN), 06-014.00-019 (2708 TONBRIDGE DR, CHANNIN), 06-014.00-048 (2708 TONBRIDGE DR, LUHMANN PROPERTY), 06-014.00-168 (2708 TONBRIDGE DR, CHANNIN), 06-020.00-165 (3331 TUNISON DR, DEVONSHIRE SEC 1), 06-020.00-197 (3328 TUNISON DR, DEVONSHIRE SEC 1), 0602000229 (15 A AUSTIN RD, CHAPELCROFT), 06-020.00-245 (3319 SHIPLEY RD, CHAPELCROFT), 06-021.00-024 (26 A AUSTIN RD, CHAPELCROFT), 06-021.00-033 (2818 GRUBB RD, JESTER PARK), 06-021.00-035 (5 OLD POST CT, COUNTRY GATES), 06-022.00-081 (2122 WEATHERTON DR, BRANDYWOOD SEC 3), 06-022.00-126 (2132 A BRANDYWOOD DR, BRANDYWOOD SEC 3), 06-024.00-152 (2102 WREXHAM RD, NORTHCREST), 06-030.00-004 (3427 N ROCKFIELD DR, DEVONSHIRE SEC 1), 06-031.00-315 (0 BARLOW RD, JESTER PARK), 06-031.00-334 (2818 GRUBB RD, JESTER PARK), 06-032.00-168 (0 MAJESTIC DR, BRANDYWOOD SEC 1), 06-032.00-242 (2302 LIGHTHOUSE LN, BEACON HILL, 06-032.00-281 (2302 LIGHTHOUSE LN, BRANDYWOOD SEC 1), 06-032.00-306 (0 MAJESTIC DR, BRANDYWOOD SEC 1), 06-033.00-042 (2402 PENNINGTON DR, BRANDYWOOD SEC 1), 06-033.00-138 (0 PATWYNN RD, WYNNWOOD), 06-033.00-238 (2328 JAMAICA DR, KINGSRIDGE), 06-033.00-239 (2237 PATWYNN RD, WYNNWOOD), 06-033.00-240 (2246 INWOOD RD, LANCASHIRE), 06-041.00-184 (7 A PIERSON CT, PIERSON FARM), 06-041.00-209 (0 OFF PIERSON DR, PIERSON FARM), 06-042.00-016 (2695 E LANDSDOWNE DR, CARDIFF), 06-042.00-080 (2490 LANDON DR, CHALFONTE SEC 1), 06-043.00-202 (2011 LONGCOME DR, GRAYLYN CREST SEC 3), 06-043.00-202 (2011 LONGCOME DR, GRAYLYN CREST SEC 3), 06-045.00-022 (2211 A JAMAICA DR, HOLIDAY HILLS SEC 2), 06-052.00-183 (2506 N LORI LN, TARLETON), 06-052.00-217 (2433 SHIPLEY RD, TARLETON), 06-053.00-018 (2501 N LORI LN, WOODBINE), 06-053.00-105 (3000 SILVERSIDE RD, BONSALL SUBD), 06-055.00-174 (2099 WESTMINSTER DR, GRAYLYN CREST SEC 3), 06-064.00-033 (501 WHITBY DR), 06-065.00-227 (306 GOODLEY RD, MCDANIEL CREST), 06-065.00-259 (2429 SHELLPOT DR, MCDANIEL CREST), 06-065.00-312 (3199 DELWYNN DR, SURREY PARK), 06-067.00-237 (1212 WINDON DR, CHATHAM), 06-067.00-257 (1212 WINDON DR, GRAYLYN CREST SEC 2), 06-075.00-007 (1000 MT LEBANON RD), 06-076.00-160 (0 BLACK GATES RD), 06-077.00-274 (0 OFF CONCORD PIKE, FIRST UNITARIAN CHURCH), 06-079.00-010 (3324 COACHMAN RD, SURREY PARK), 06-080.00-108 (1910 GRAYWELL RD, GRAYLYN CREST SEC 4), 06-080.00-190 (1110 CRESTOVER RD, GRAYLYN CREST SEC 2), 06-088.00-018 (52 KERFOOT FARM RD, WOODBROOK SEC 3), 0608900011 (201 SHARPLEY RD, SHARPLEY SEC I),

06-090.00-052 (150 FAIRFAX BLVD, FAIRFAX), 06-090.00-571 (1108 PARKSIDE DR, OAK LANE MANOR), 06-091.00-154 (815 WILSON RD, NEW CASTLE COUNTY TALLEY DAY PARK), 06-099.00-002 (96 COUNTRY CLUB DR, WOODBROOK), 06-100.00-093 (15 A YORK RD, DEERHURST), 06-101.00-270 (1802 FAIRFAX BLVD, FAIRFAX), AND 06-128.00-151 (123 ROCKLAND CIR, ALAPOCAS II); **CHRISTIANA HUNDRED:** 07-022.00-031 (807 MT CUBA RD, TASH SUBD), 07-027.00-004 (3809 ARDLEIGH DR, GREENVILLE MANOR), 07-028.00-102 (49 STONEWOLD WAY, STONEWOLD), 07-030.30-085 (0 KENNETT PIKE, WESTOVER HILLS), 07-034.20-159 (2301 CENTERVILLE RD, TYBROOK), 07-034.20-315 (2512 TURNSTONE DR, BROOKMEADE SEC 1), 07-035.10-036 (2001 FAULKLAND RD, WOODLAND PARK), 07-035.30-198 (1604 A MONTGOMERY RD, WILLOW RUN), 07-035.30-324 (1607 MONTGOMERY RD, WILLOW RUN), 07-035.30-339 (1201 E WILLOW RUN DR, WILLOW RUN), 07-035.40-157 (15 JEFFERSON AVE, WILLOW RUN SEC 2), 07-035.40-158 (1020 MONTGOMERY RD, OAK HILL), 07-035.40-275 (1315 CLIFFORD RD, OAK HILL), AND 07-035.40-284 (1320 CLIFFORD RD, OAK HILL)**; MILL CREEK HUNDRED:** 08-032.20-258, (2825 NEWPORT GAP PIKE, BRANDYWINE SPRINGS MNR)

WHEREAS, County Council adopted Substitute No. 2 to Ordinance No. 22-024 as amended by Floor Amendment No. 1 ("New Castle County Comprehensive Plan" or "the Plan"), on July 26, 2022, and the County Executive approved the Ordinance on August 4, 2022; and

WHEREAS, the Future Land Use Element and Map Series of the New Castle County Comprehensive Plan designates proposed future general distribution, location and extent of the uses of land consistent with goals, policies and measurable objectives enumerated in the Plan; and

WHEREAS, Strategy 1.1.6 of the 2022 New Castle County Comprehensive Plan reiterates that the County should consider the addition of a preservation zoning category, and defines "Protected Open Space" as privately or publicly held land that has been protected from future development; and

WHEREAS, the New Castle County Comprehensive Plan guides and encourages preservation efforts to best protect important ecological habitats; and

WHEREAS, this County-initiated rezoning is intended to guide and control future growth consistent with the spirit and intent of the Comprehensive Development Plan as provided by State law; and

WHEREAS, County Council has determined that the amendments to the zoning map substantially advance, and are reasonably and rationally related to, legitimate government interests (i.e., promoting the health, safety, morals, convenience, order, prosperity and/or welfare of the present and future inhabitants of this State).

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Zoning Maps of Brandywine Hundred, Christiana Hundred, and Mill Creek Hundred are hereby amended by changing the zoning classification of the land shown on attached Exhibit "A", Maps 1-24 dated July 15, 2025, as set forth therein.

Section 2. This Ordinance shall become effective immediately upon passage by New Castle County Council and approval of the County Executive, or as otherwise provided in 9 *Del*. *C*. § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus Henry
County Executive
New Castle County

SYNOPSIS: Same as title.

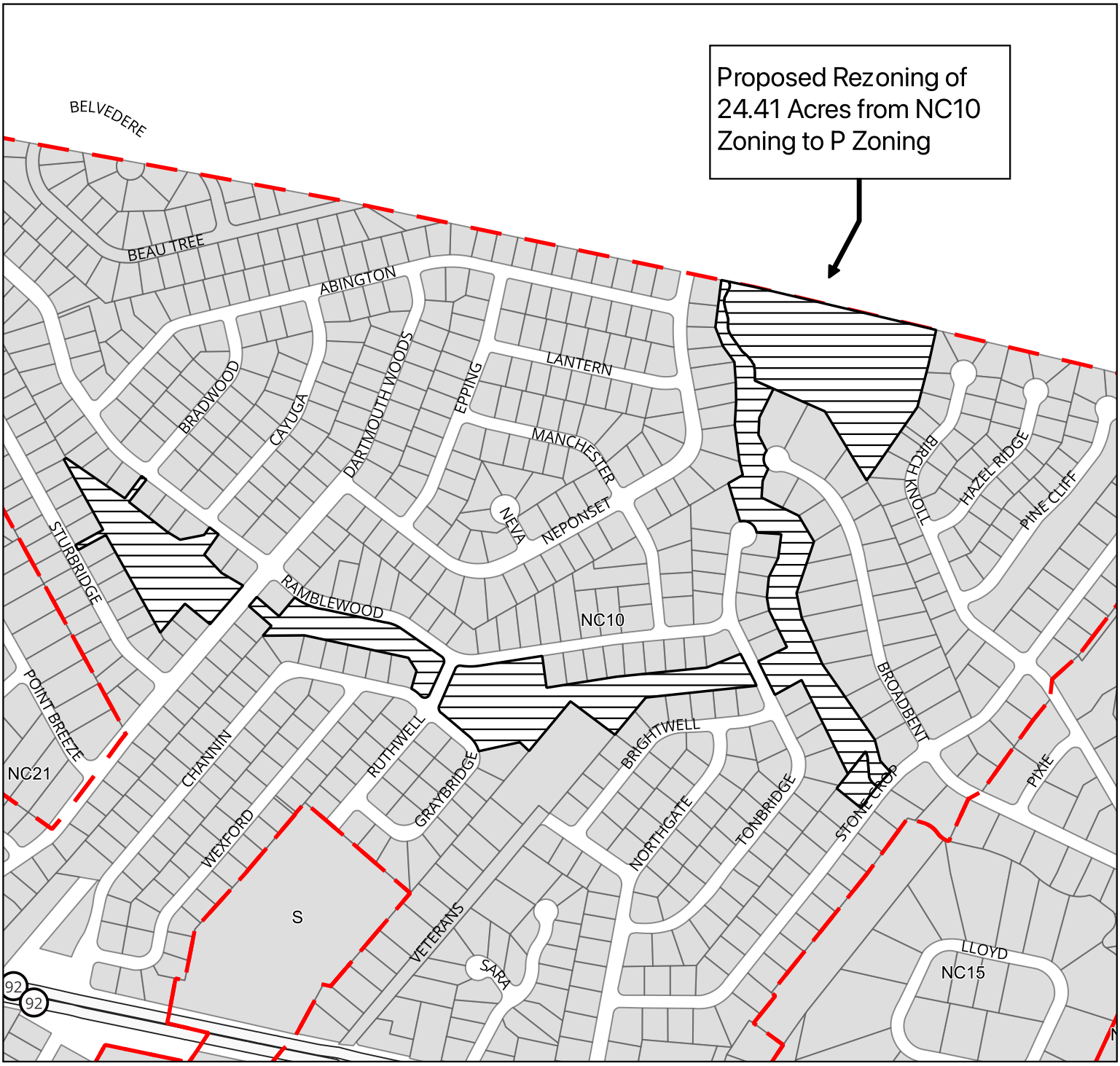
FISCAL IMPACT: There is no discernible fiscal impact with the adoption of this legislation.

PROPERTY MAP

EXHIBIT A MAP 1
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC-10) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-S/Z
TAX PARCEL NO: 06-013.00-080, 06-013.00-260, 06-013.00-261, 06-014.00-019, 06-014.00-048, 06-014.00-168



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:6603
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

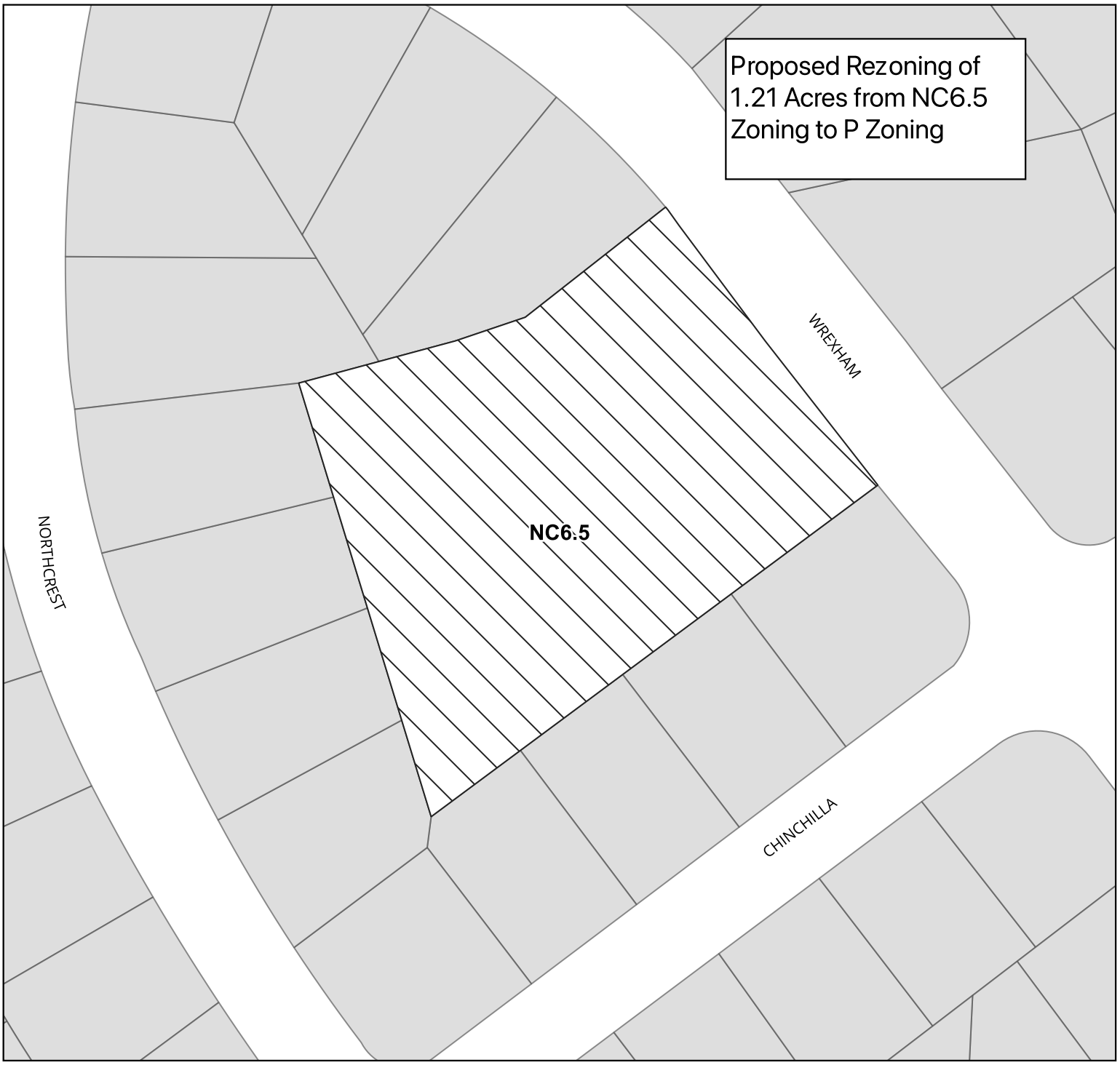
NC10 to P

PROPERTY MAP

EXHIBIT A MAP 2
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-S/Z
TAX PARCEL NO: 06-024.00-152



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:904
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

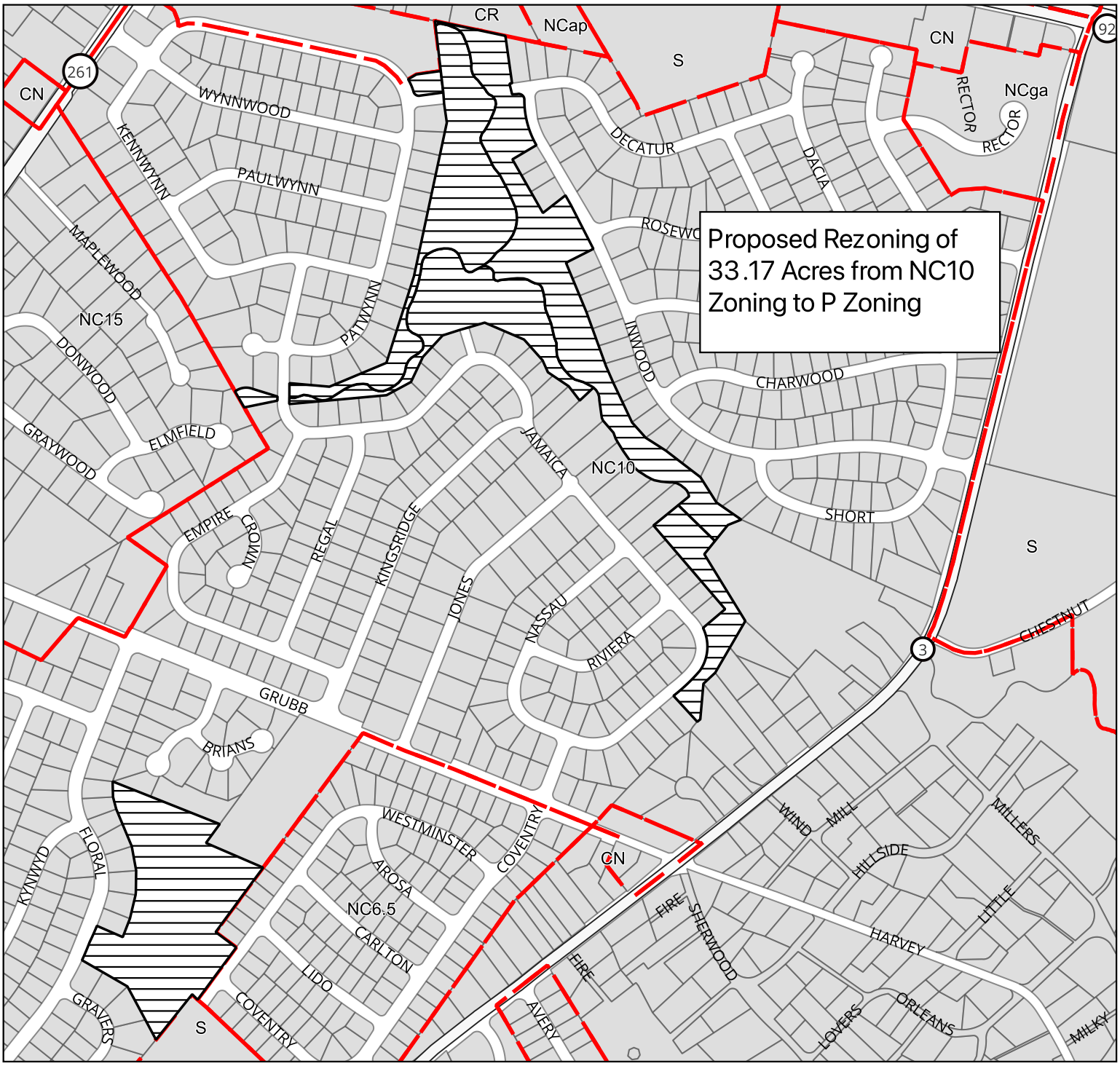
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 3
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) to PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-S/Z
TAX PARCEL NO: 06-033.00-138, 06-033.00-238, 06-033.00-239, 06-033.00-240, 06-045.00-022, 06-055.00-174



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:7309
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

NC10 to P

PROPERTY MAP

EXHIBIT A MAP 4
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5, NC10, & NC15) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-S/Z
TAX PARCEL NO: 06-022.00-081, 06-022.00-126, 06-043.00-202, 06-032.00-168, 06-032.00-281, 06-032.00-306, 06-033.00-042, 06-032.00-242, 06-032.00-281



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:7309
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

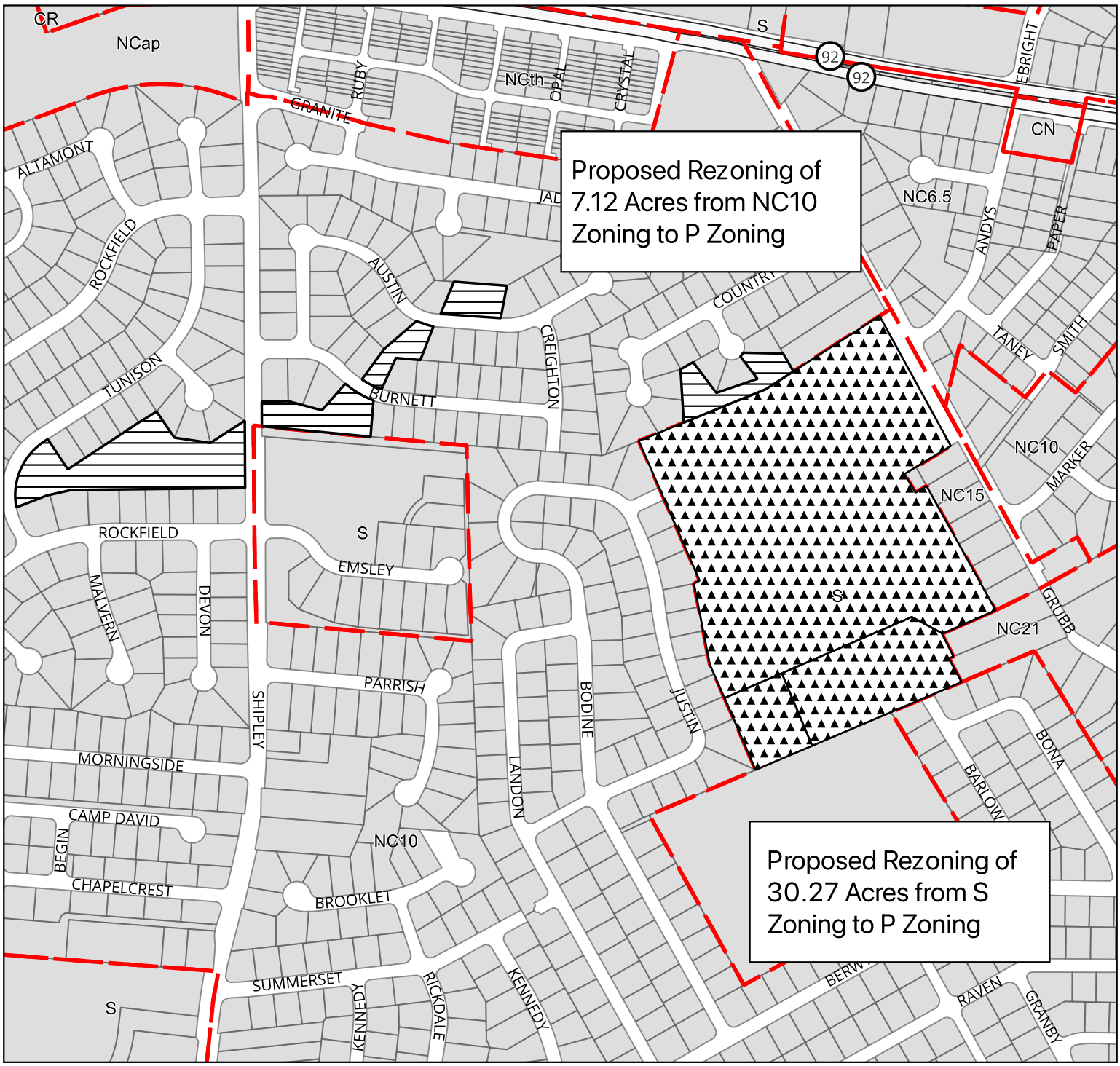
NC10 to P
NC15 to P
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 5
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC10) & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-S/Z
TAX PARCEL NO: 06-020.00-197, 06-020.00-229, 06-020.00-245, 06-021.00-024, 06-021.00-035, 06-021.00-033, 06-031.00-315, 06-031.00-334



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:6309
Prepared by: Matthew Rogers

Date: 7/15/2025

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

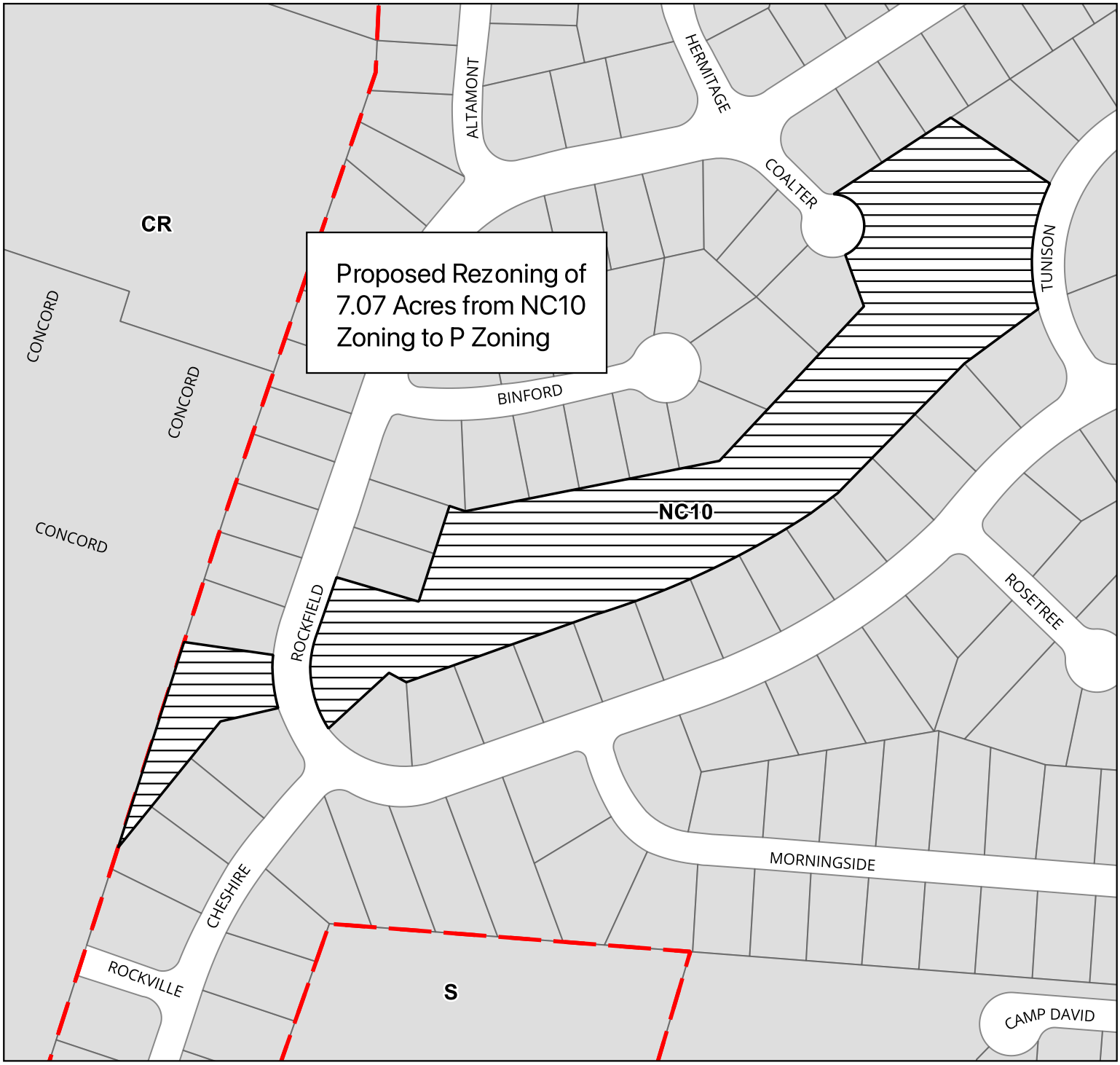
NC10 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 6
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC10) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-020.00-165, 06-030.00-004



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:2654
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

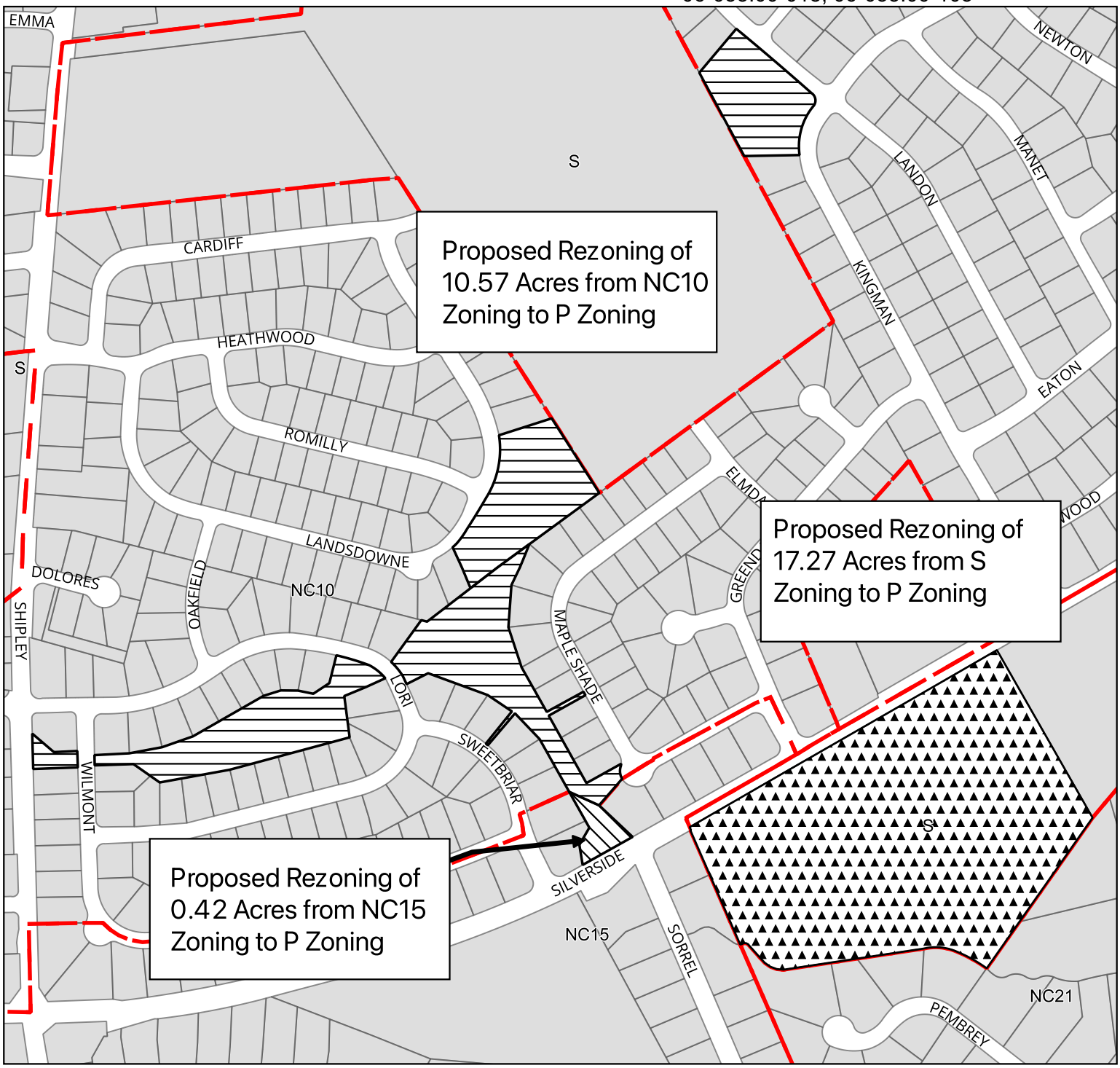
NC10 to P

PROPERTY MAP

EXHIBIT A MAP 7
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC10 & NC15) & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-042.00-080, 06-042.00-016, 06-052.00-183, 06-053.00-018, 06-052.00-217, 06-053.00-018, 06-053.00-105



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:5204
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

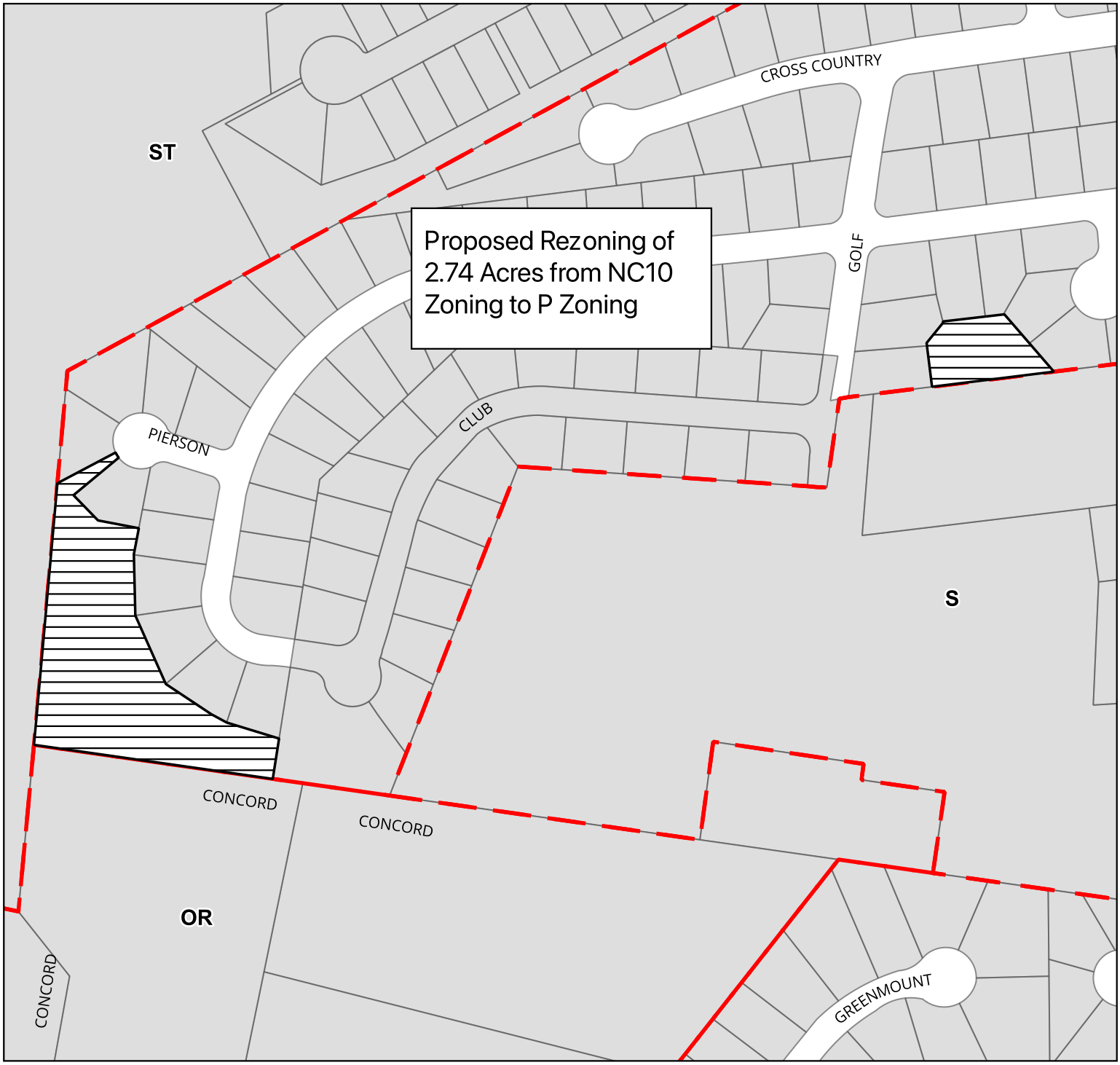
NC10 to P
NC15 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 8
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC10) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-041.00-184, 06-041.00-209



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:2952
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

NC10 to P

PROPERTY MAP

EXHIBIT A MAP 9
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5 & NC15) to PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
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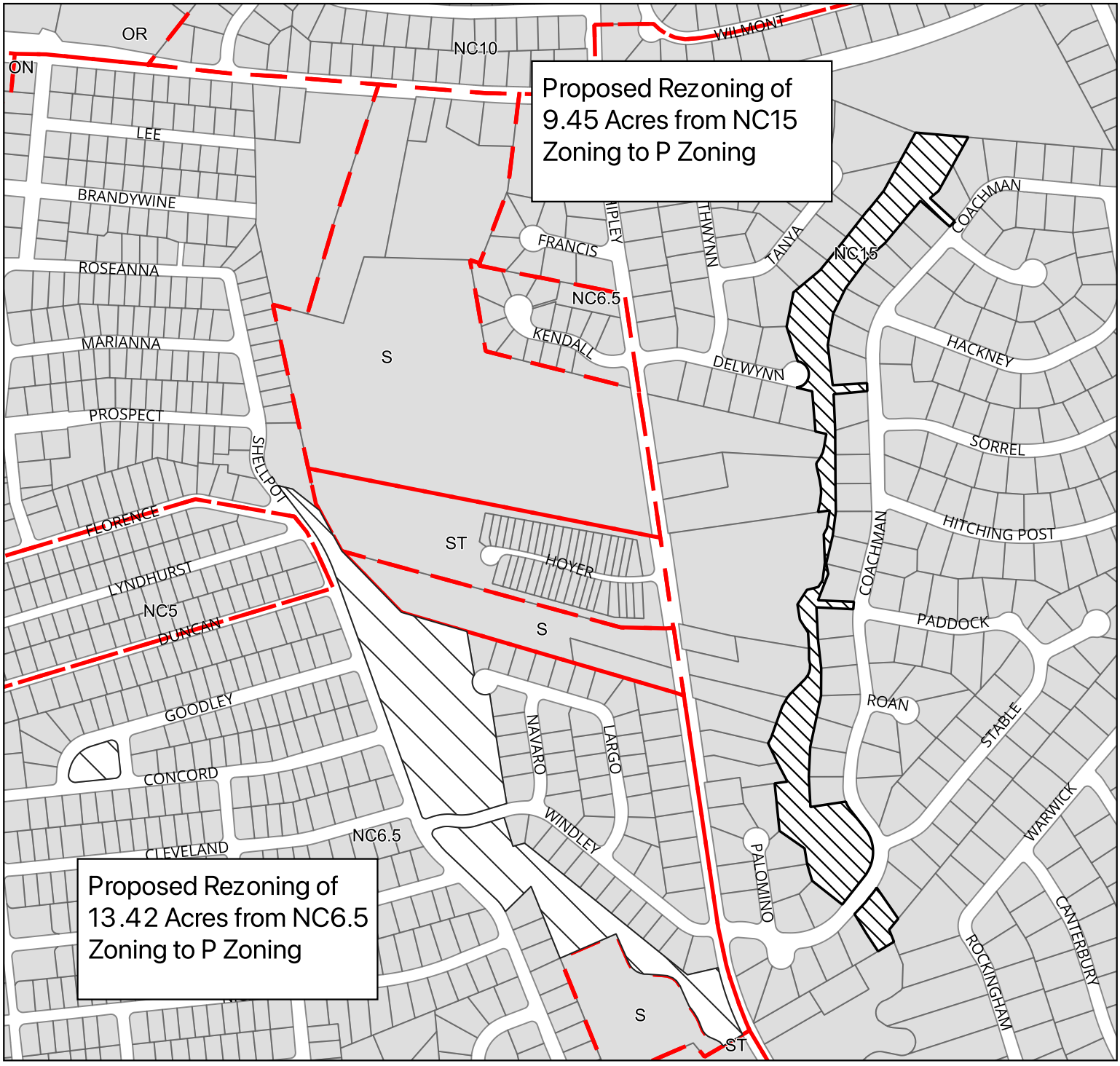

HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:6509
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

NC15 to P
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 10
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC10 & NC15) & SUBURBAN (S) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
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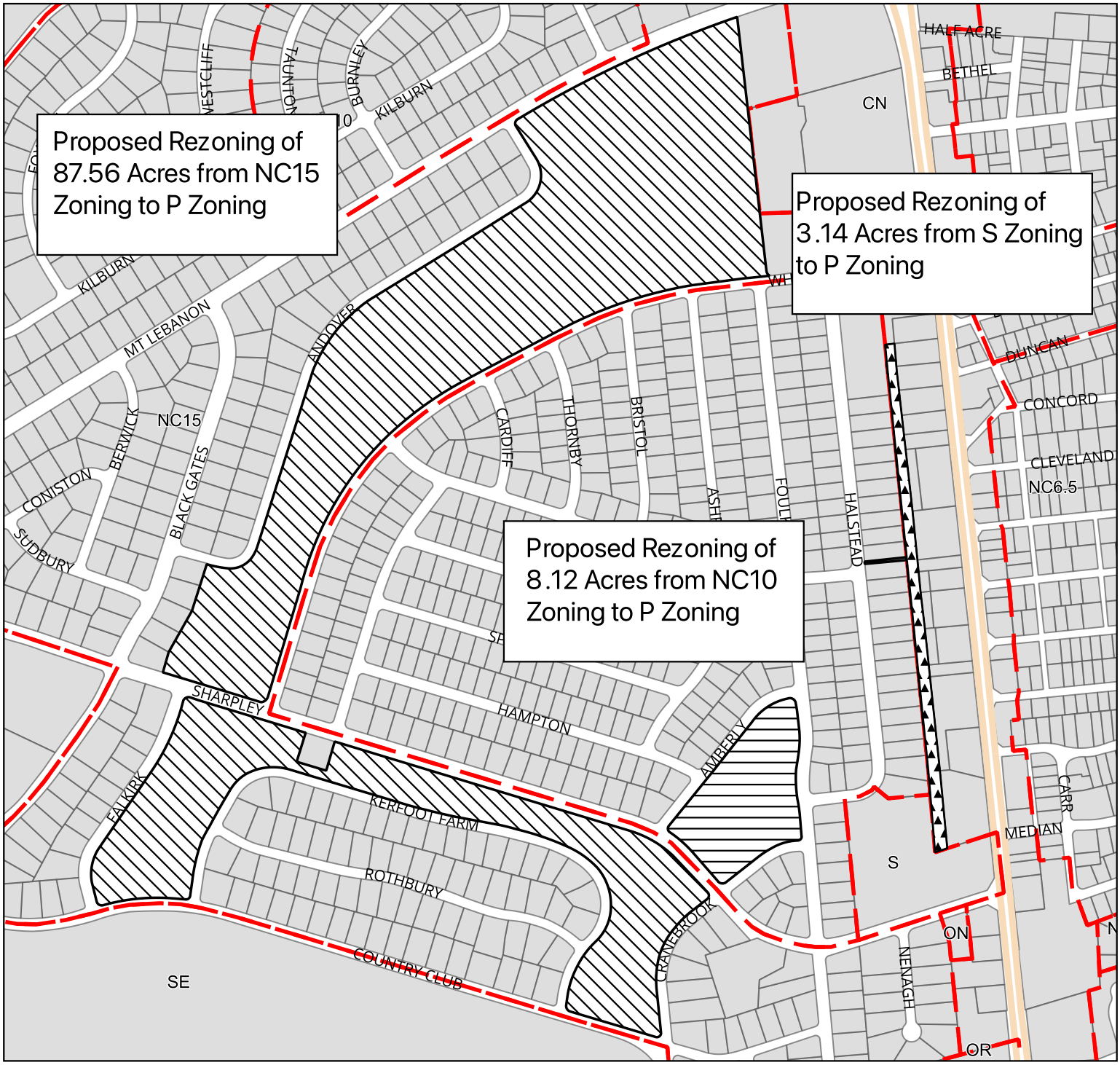


HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:8409
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

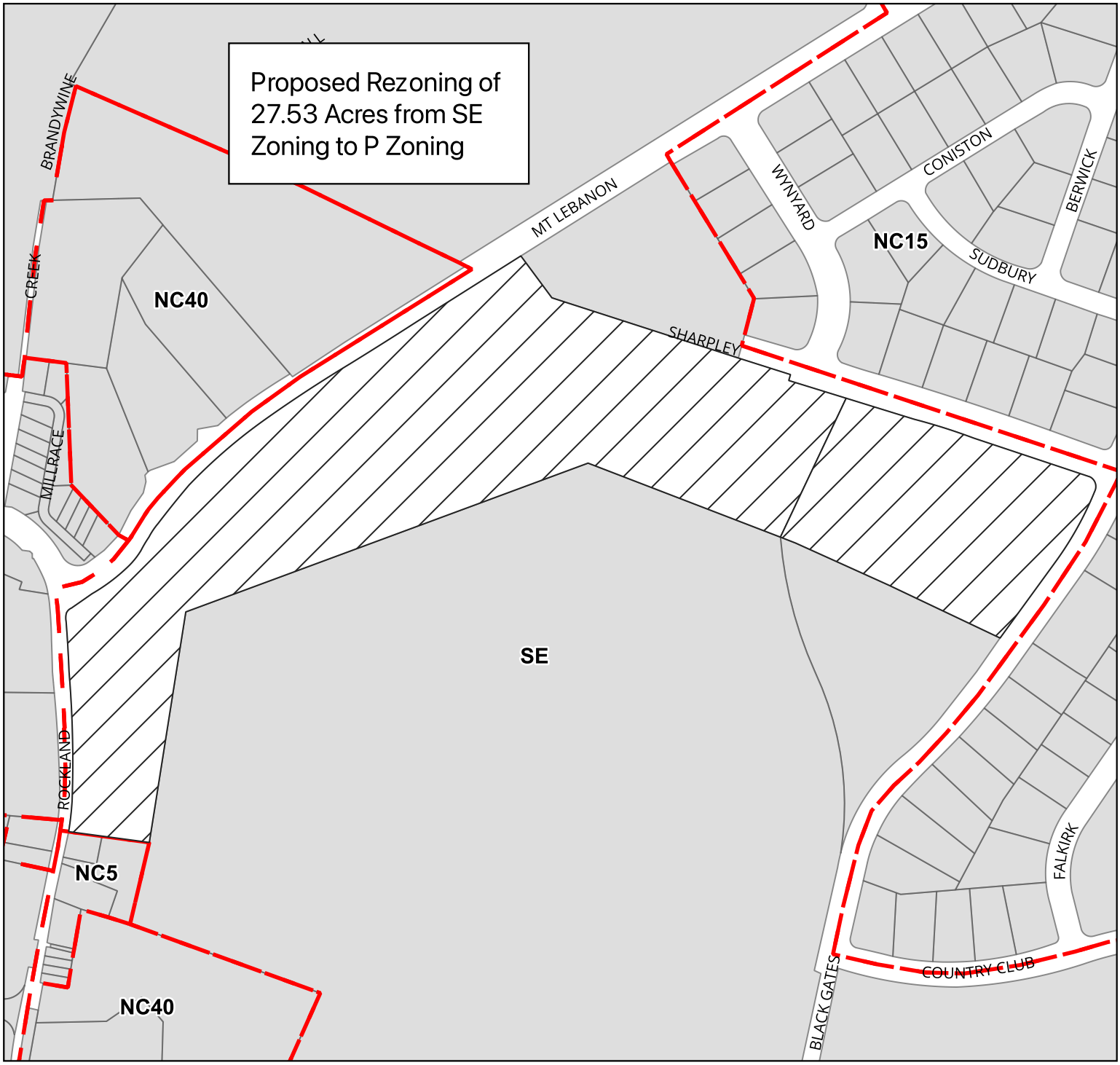
NC10 to P
NC15 to P
S to P

PROPERTY MAP

EXHIBIT A MAP 11
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: SUBURBAN ESTATE (SE)
TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-075.00-007,
06-076.00-160



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:4304
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

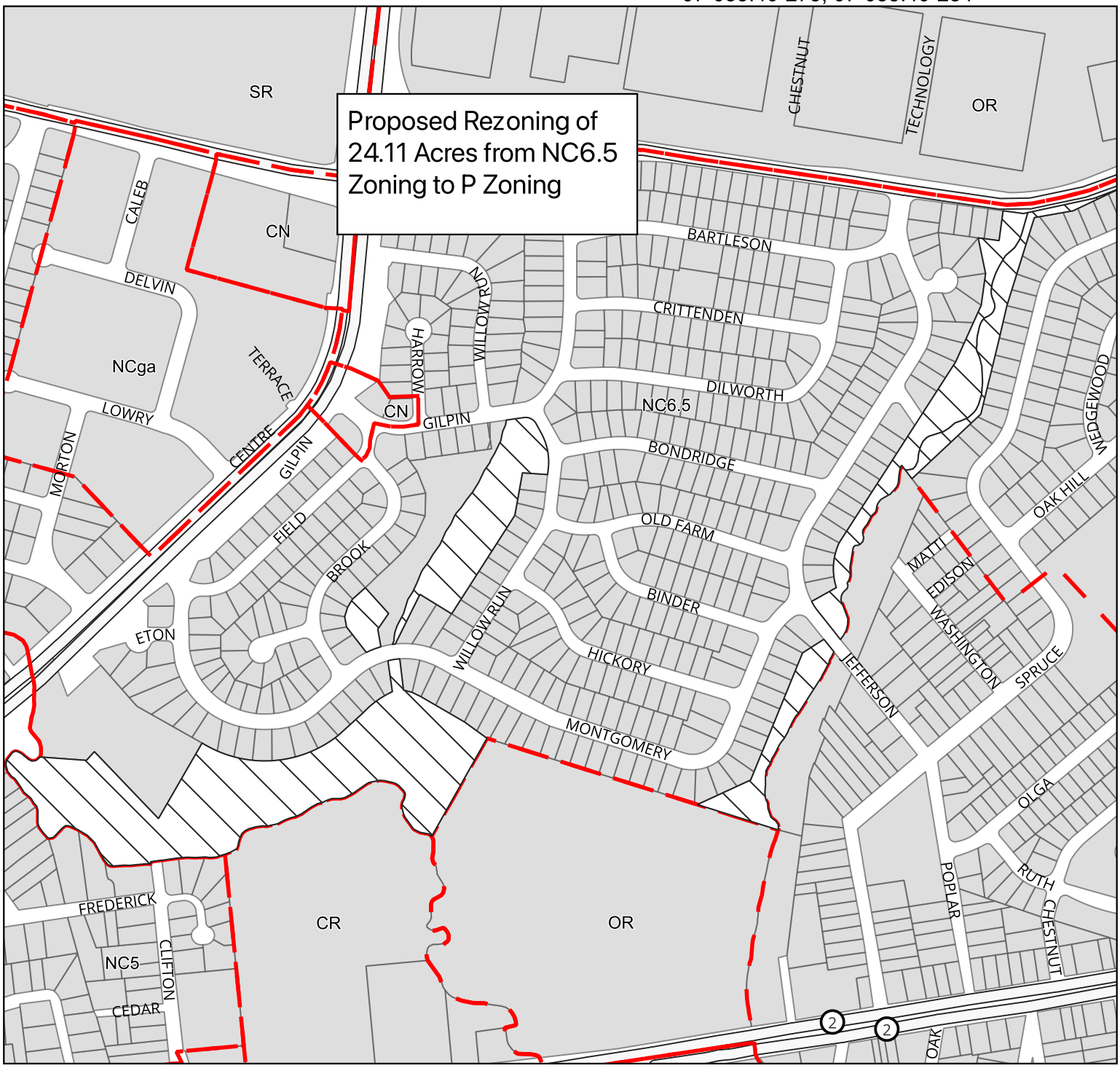
SE to P

PROPERTY MAP

EXHIBIT A MAP 12
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 07-035.30-324, 07-035.30-339, 07-035.40-157, 07-035.40-158, 07-035.30-198, 07-035.40-275, 07-035.40-284



HUNDRED: CHRISTIANA HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:6517
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

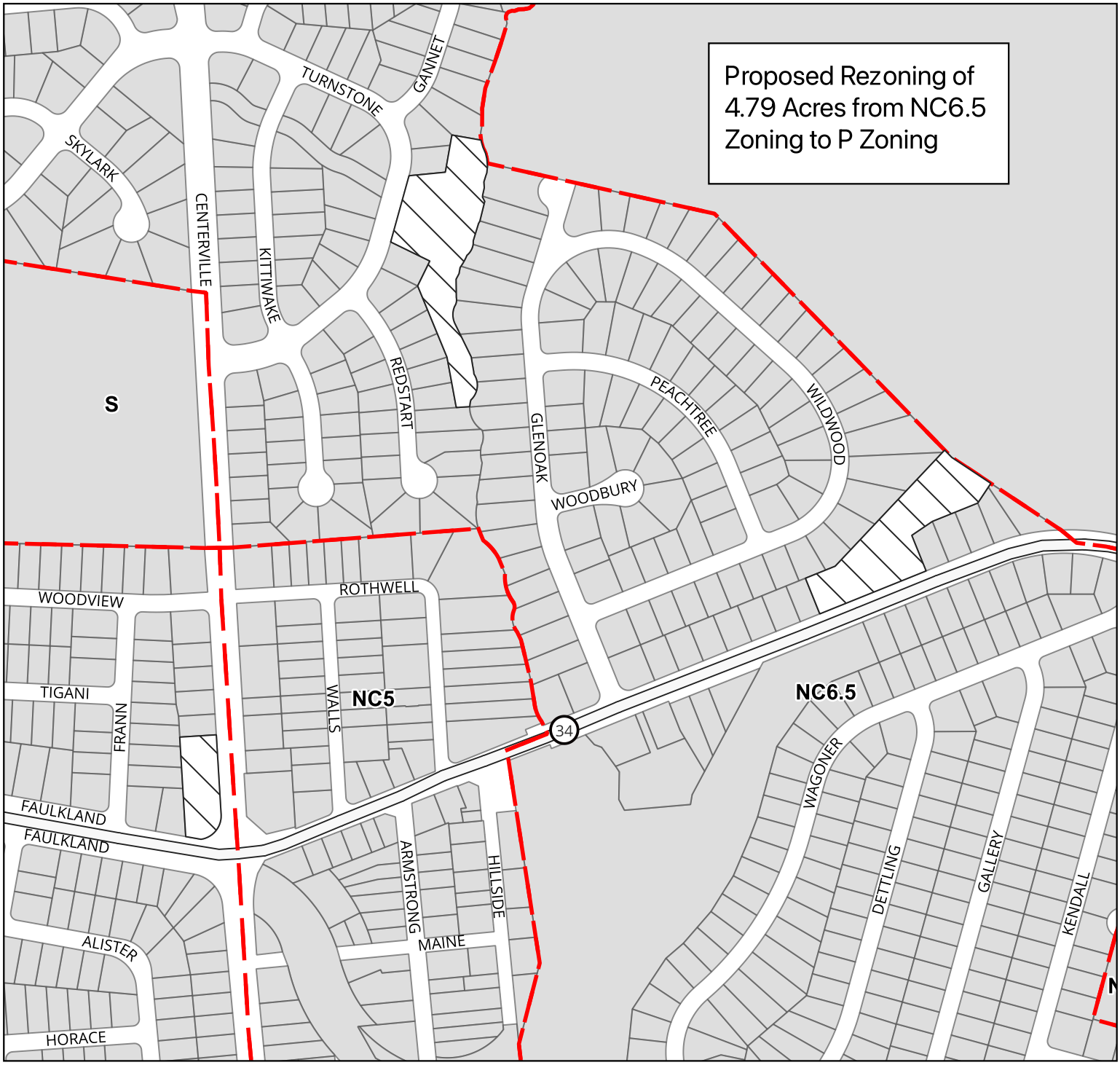
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 13
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 07-034.20-159, 07-034.20-315, 07-035.10-036



HUNDRED: CHRISTIANA HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:4809
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

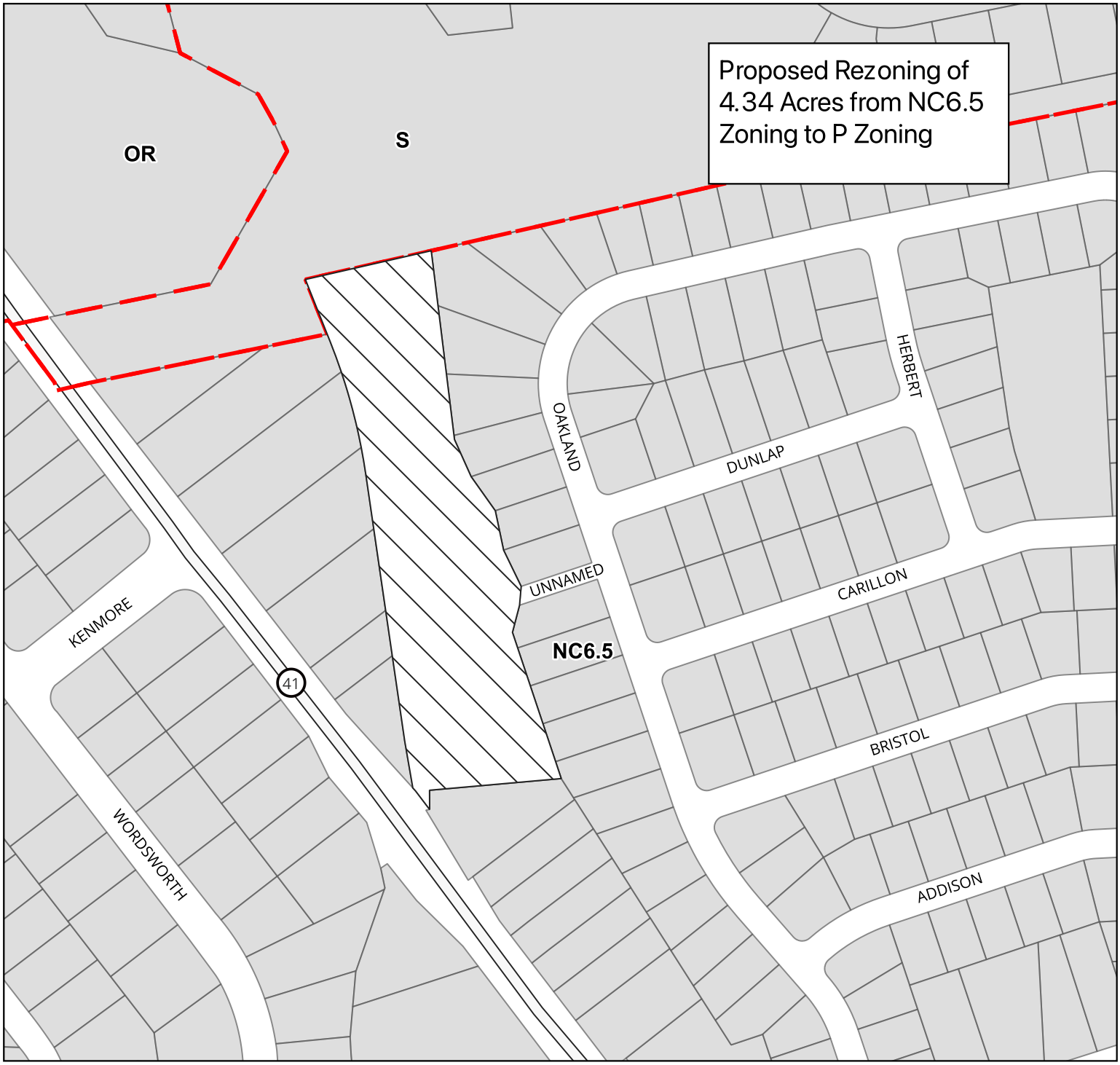
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 14
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 08-032.20-258



HUNDRED: MILL CREEK HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:2904
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

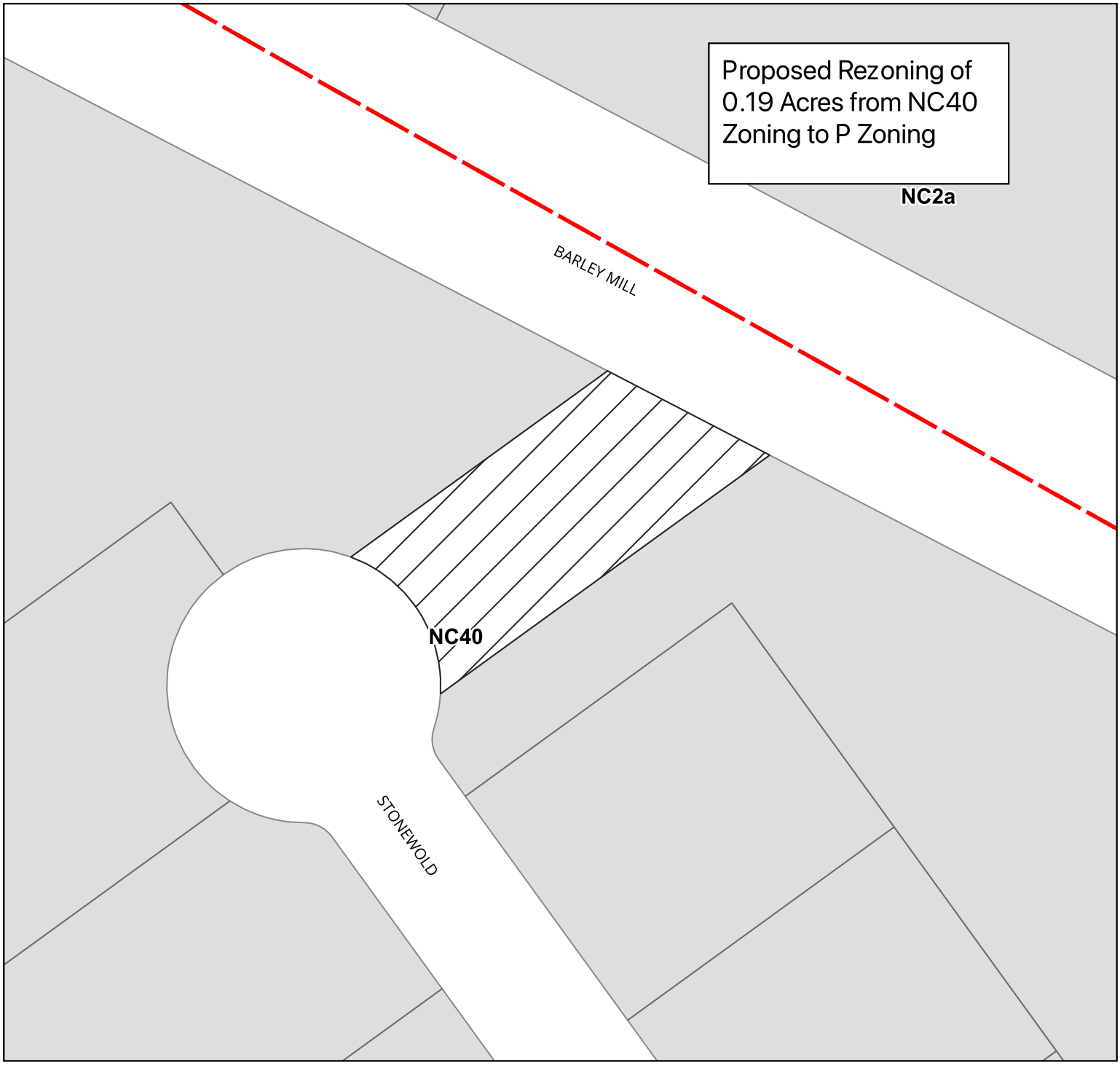
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 15
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC40) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 07-028.00-102



HUNDRED: CHRISTIANA HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:637
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

NC40 to P

PROPERTY MAP

EXHIBIT A MAP 16
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC6.5 & NC10) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-067.00-237, 06-080.00-108, 06-067.00-257, 06-080.00-190



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:4884
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

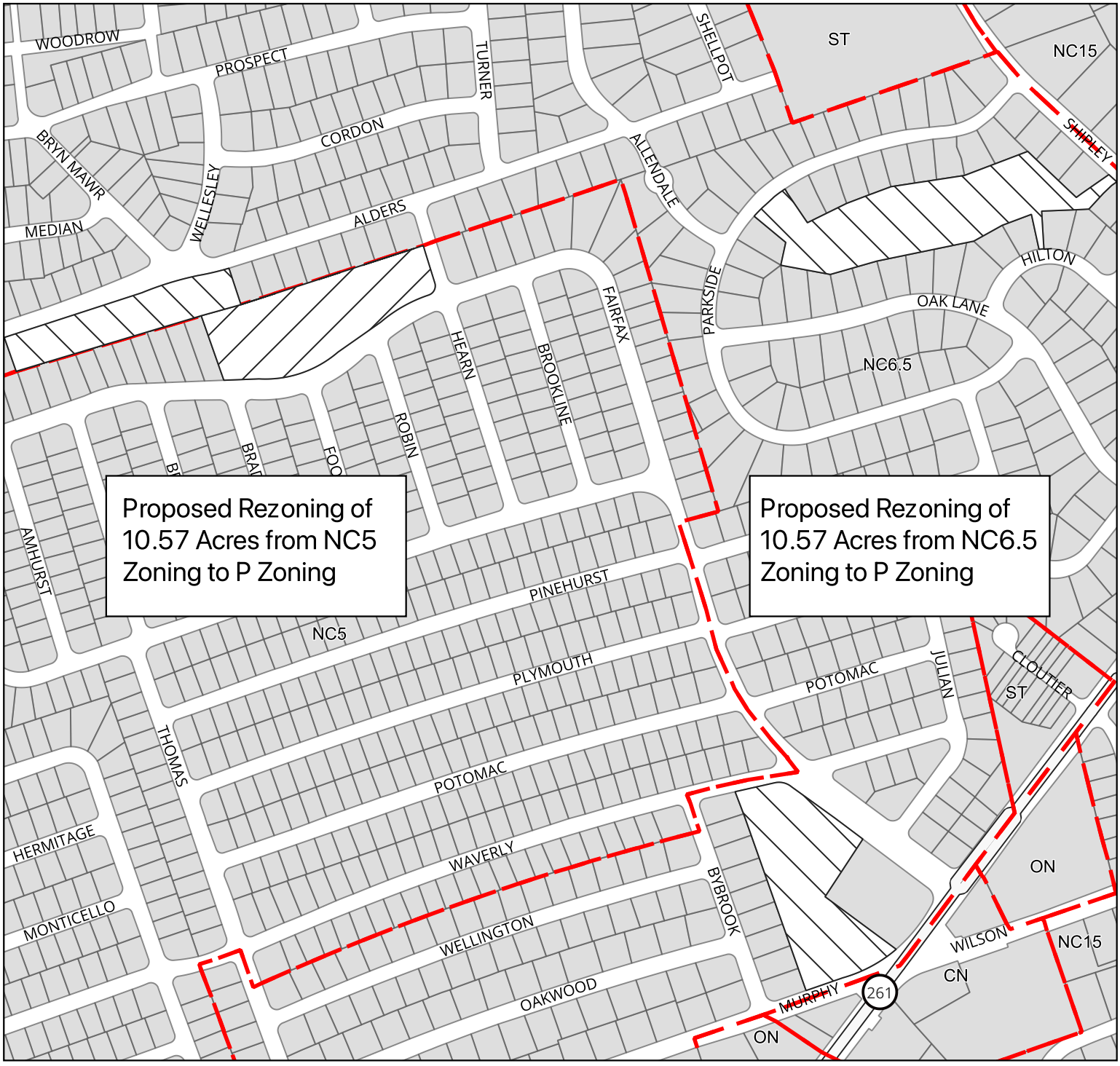
NC10 to P
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 17
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC5 & NC6.5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-090.00-052, 06-101.00-270, 06-090.00-571



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:5369
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

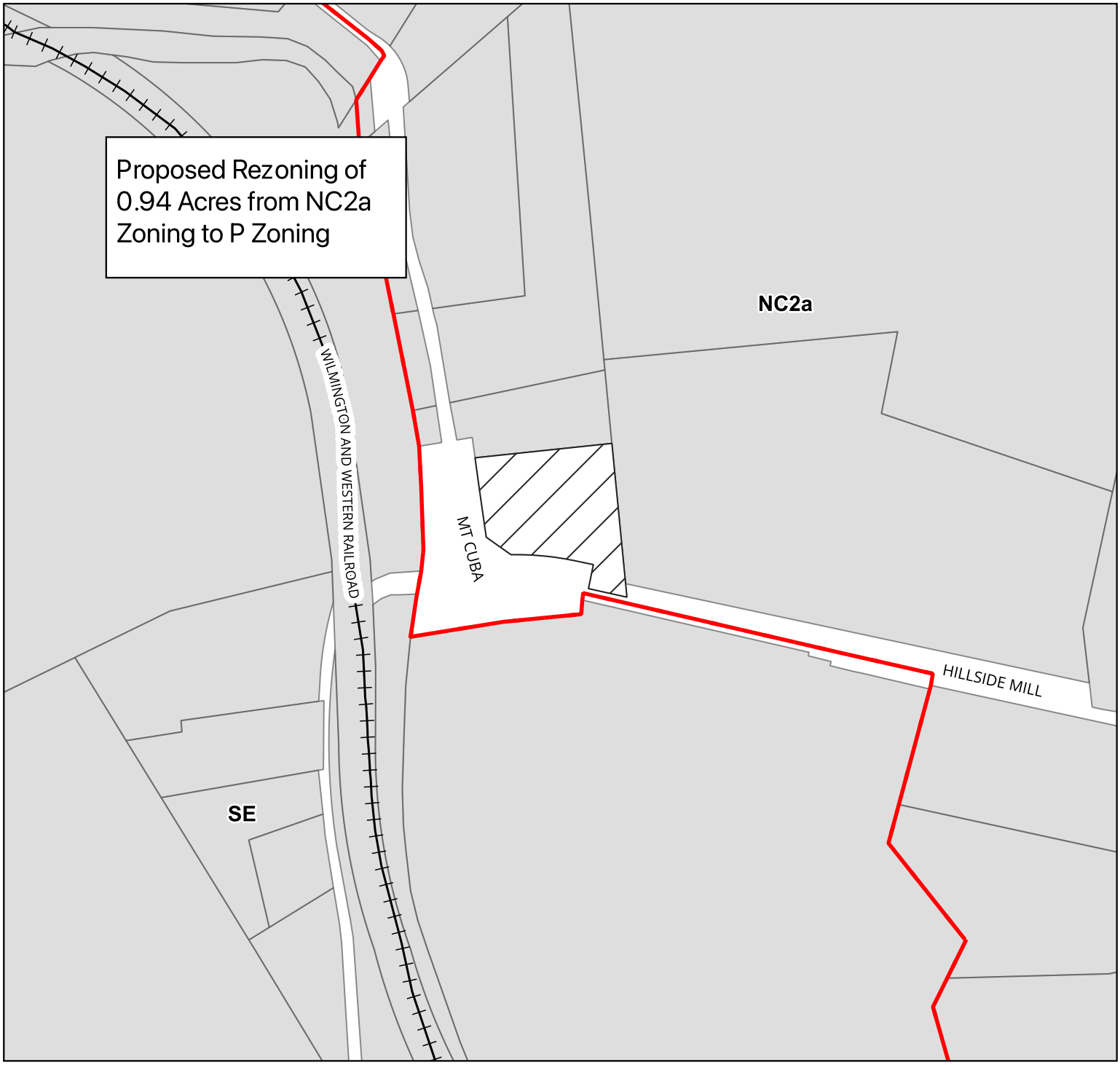
NC5 to P
NC6.5 to P

PROPERTY MAP

EXHIBIT A MAP 18
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC2a) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 07-022.00-031



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:2721
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

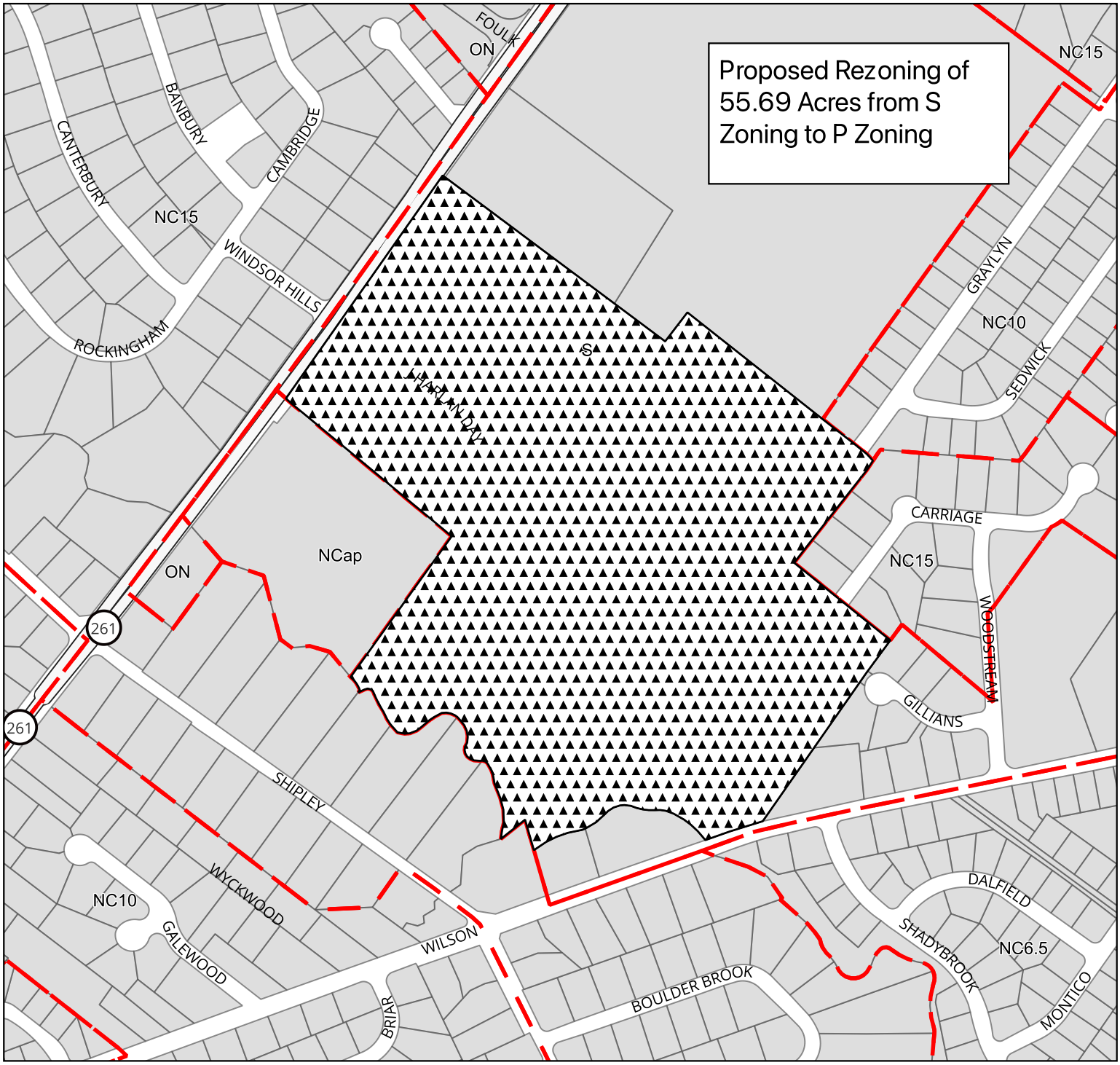
NC2a to P

PROPERTY MAP

EXHIBIT A MAP 19
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: SUBURBAN (S) TO
PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-091.00-154



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:5384
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

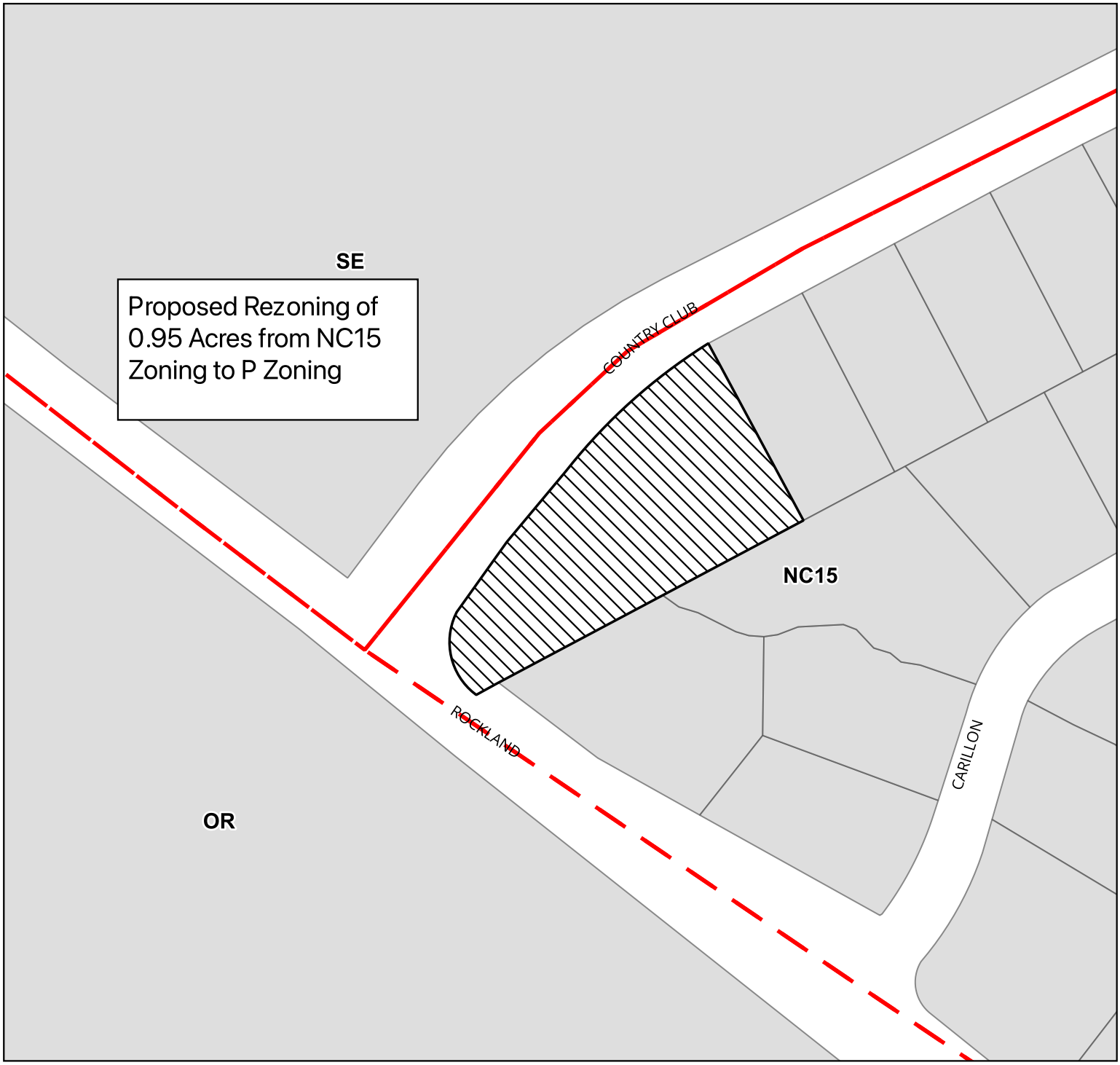
S to P

PROPERTY MAP

EXHIBIT A MAP 20
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC15) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-099.00-002



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:1442
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

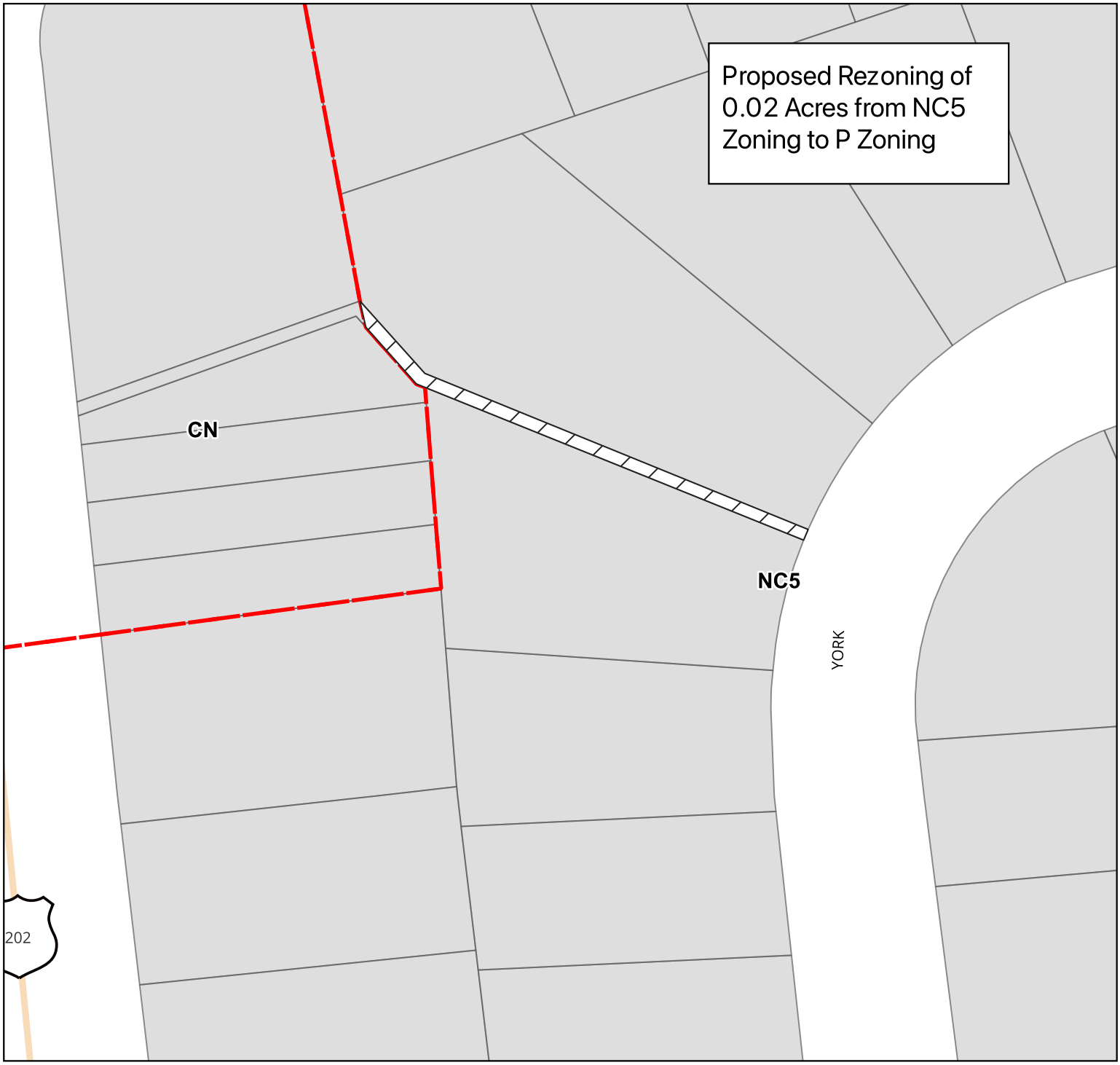
NC15 to P

PROPERTY MAP

EXHIBIT A MAP 21
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC5) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-100.00-093



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:561
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

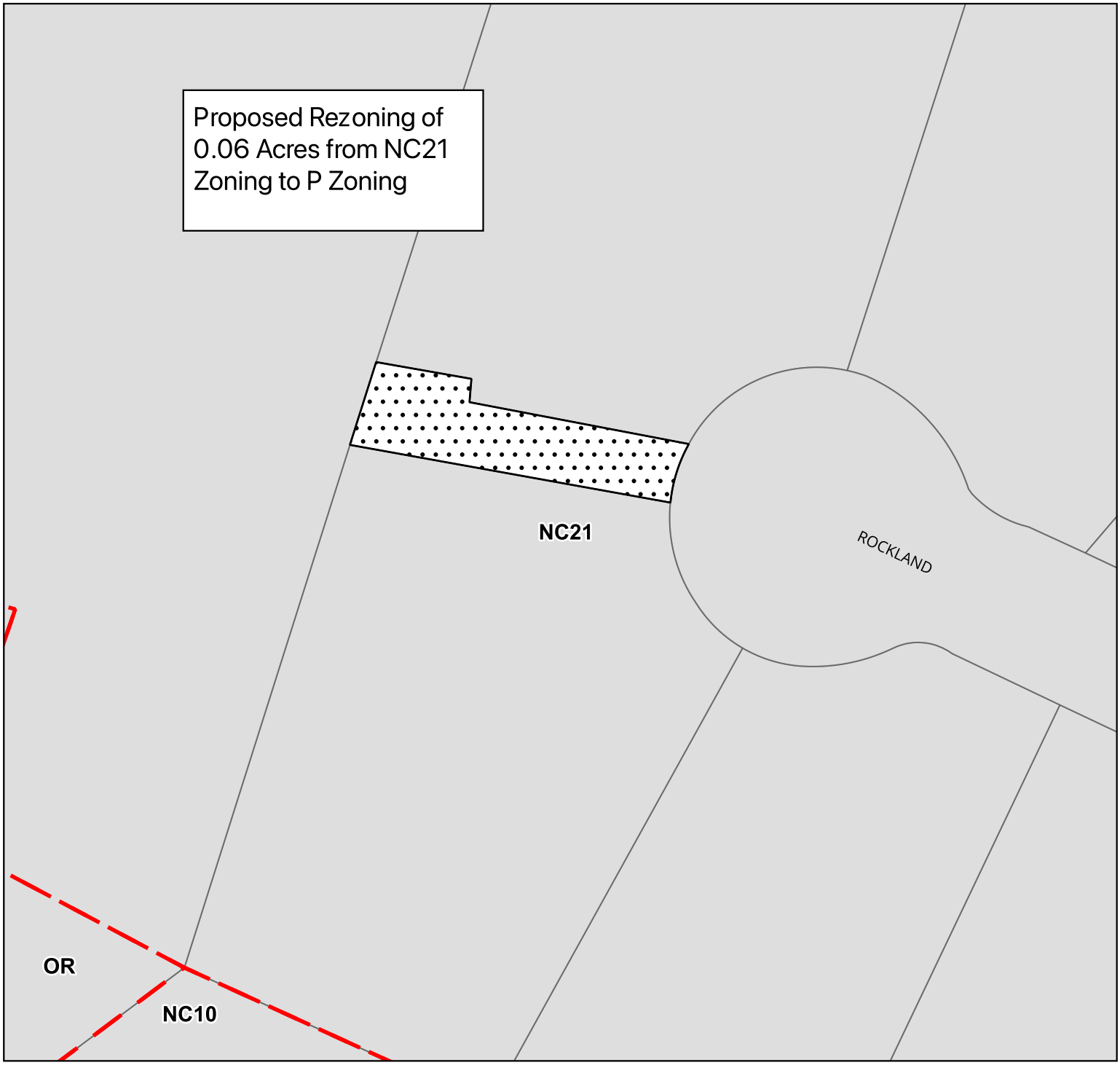
NC5 to P

PROPERTY MAP

EXHIBIT A MAP 22
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC21) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 06-128.00-151



HUNDRED: BRANDYWINE HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:561
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

NC21 to P

PROPERTY MAP

EXHIBIT A MAP 23
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC15) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-S/Z
TAX PARCEL NO: 07-027.00-004



HUNDRED: CHRISTIANA HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:861
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

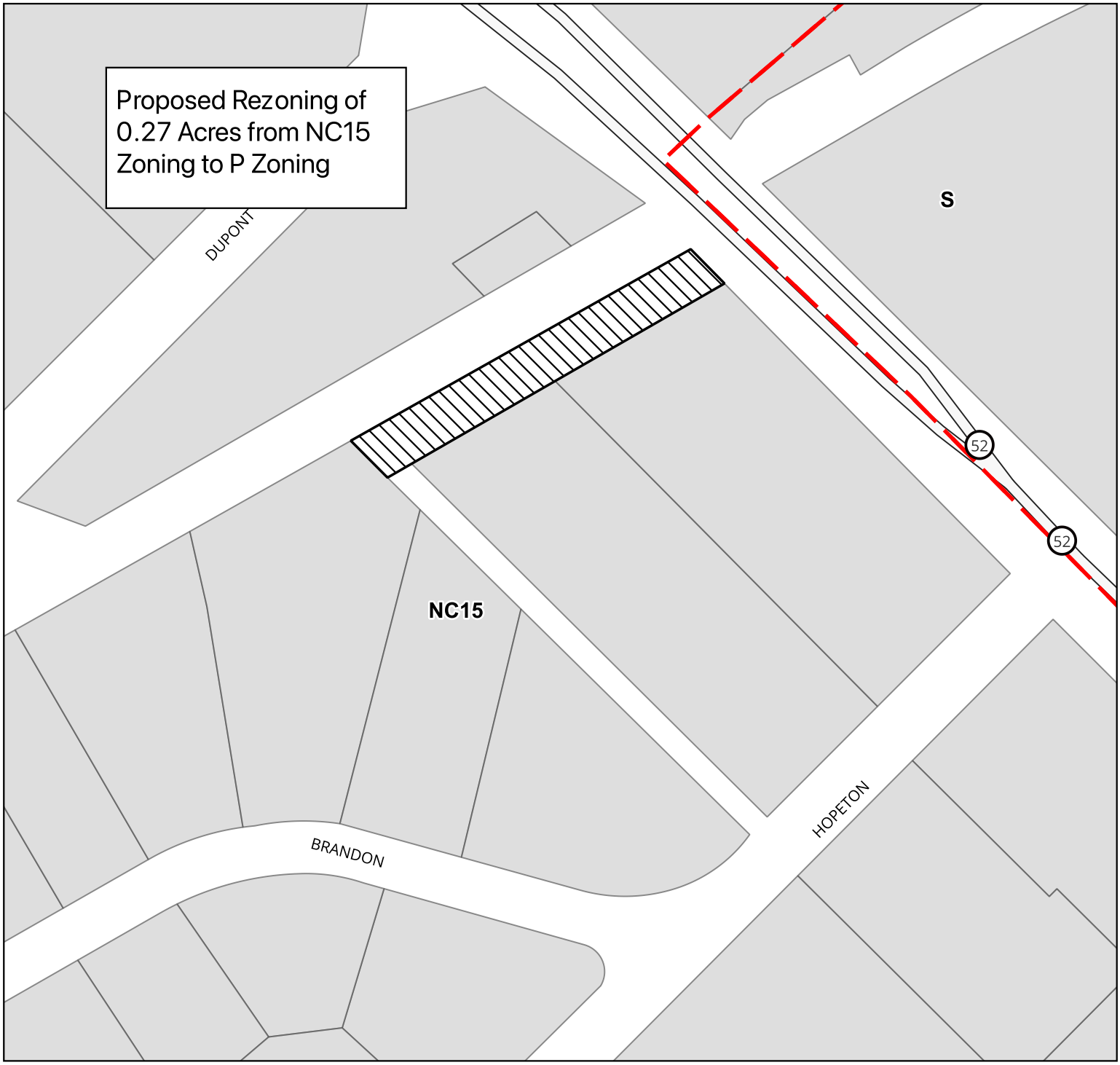
NC15 to P

PROPERTY MAP

EXHIBIT A MAP 24
ZONING ORDINANCE AS INTRODUCED

APPLICANT: NEW CASTLE COUNTY
PROPOSED REZONING: NEIGHBORHOOD CONSERVATION (NC15) TO PUBLICLY CONSERVED LANDS & PARKS (P)

APPLICATION NO. 2025-XXXX-Z
TAX PARCEL NO: 07-030.30-085



HUNDRED: CHRISTIANA HUNDRED
NEW CASTLE COUNTY, DELAWARE

Scale: 1:1321
Prepared by: Matthew Rogers

Date: 7/15/2025

N

PERMANENT ORDINANCE NO. 25-100
Date Adopted by County Council:
Date Approved by County Executive:

NC15 to P

Marcus A. Henry
County Executive

David M. Culver
General Manager

New Castle County Department of Land Use

JOINT DEPARTMENT OF LAND USE / PLANNING BOARD RECOMMENDATION

Ordinance No. 25-100
Application No. 2025-0475-Z
County Council District 2 – Rezoning of County-owned Land to P-Zoning

October 21, 2025

Sponsor: Councilwoman Durham (District 2)

Description: Revise the New Castle County Zoning Maps in County Council District 2 regarding county-owned land

EXECUTIVE SUMMARY

Adopted in March of 2025, Ordinance 24-130 established a new zoning district, Publicly Conserved Lands & Parks District (P). This zoning district designation would be required for County Owned properties, and available for governmentally owned properties (at the request of the owner) that are publicly protected and identified as protected in perpetuity for the public benefit. The district's intent is to provide a clearer picture of permanently protected, publicly conserved lands and parks in New Castle County.

Application 2025-0475-Z (Ordinance 25-100) proposes to amend the County's official zoning map to rezone County-owned parks and open space in County Council District 2 to the newly established P Zoning District. The subject 75 parcels are:

06-013.00-080 (2537 Dartmouth Woods Rd, Dartmouth Woods); 06-065.00-227 (306 Goodley Rd, Mcdaniel Crest); 06-013.00-260 (2412 Ramblewood Dr, Channin); 06-065.00-259 (2429 Shellpot Dr, Mcdaniel Crest); 06-013.00-261 (2510 Ramblewood Dr, Channin); 06-065.00-312 (3199 Delwynn Dr) Surrey Park); 06-014.00-019 (2708 Tonbridge Dr, Channin); 06-067.00-237 (1212 Windon Dr, Chatham); 06-014.00-048 (2708 Tonbridge Dr, Luhmann Property); 06-067.00-257 (1212 Windon Dr, Graylyn Crest Sec 2); 06-014.00-168 (2708 Tonbridge Dr, Channin); 06-075.00-007 (1000 Mt Lebanon Rd); 06-020.00-165 (3331 Tunison Dr, Devonshire Sec 1); 06-076.00-160 (0 Black Gates Rd); 06-020.00-197 (3328 Tunison Dr, Devonshire Sec 1); 06-077.00-274 (0 Off Concord Pike, First Unitarian Church); 06-020.00-229 (15 A Austin Rd, Chapelcroft); 06-079.00-010 (3324 Coachman Rd, Surrey Park); 06-020.00-245 (3319 Shipley Rd, Chapelcroft); 06-080.00-108 (1910 Graywell Rd, Graylyn Crest Sec 4); 06-021.00-024 (26 A Austin Rd, Chapelcroft); 06-080.00-190 (1110 Crestover Rd, Graylyn Crest Sec 2); 06-021.00-033 (2818 Grubb Rd, Jester Park); 06-088.00-018 (52 Kerfoot Farm Rd, Woodbrook Sec 3); 06-021.00-035 (5 Old Post Ct, Country Gates); 06-089.00-011 (201 Sharpley Rd, Sharpley Sec I); 06-022.00-081 (2122 Weatherton Dr, Brandywood Sec 3); 06-090.00-052 (150 Fairfax Blvd, Fairfax); 06-022.00-126

(2132 A Brandywood Dr, Brandywood Sec 3); 06-090.00-571 (1108 Parkside Dr, Oak Lane Manor); 06-024.00-152 (2102 Wrexham Rd, Northcrest); 06-091.00-154 (815 Wilson Rd, New Castle County Talley Day Park); 06-030.00-004 (3427 N Rockfield Dr, Devonshire Sec 1); 06-099.00-002 (96 Country Club Dr, Woodbrook); 06-031.00-315 (0 Barlow Rd, Jester Park) 06-100.00-093 (15 A York Rd, Deerhurst); 06-031.00-334 (2818 Grubb Rd, Jester Park) 06-101.00-270 (1802 Fairfax Blvd, Fairfax); 06-032.00-168 (0 Majestic Dr, Brandywood Sec 1) 06-128.00-151 (123 Rockland Cir, Alapocas II); 06-032.00-242 (2302 Lighthouse Ln, Beacon Hill 07-022.00-031 (807 Mt Cuba Rd, Tash Subd); 06-032.00-281 (2302 Lighthouse Ln, Brandywood Sec 1); 07-027.00-004 (3809 Ardleigh Dr, Greenville Manor); 06-032.00-306 (0 Majestic Dr, Brandywood Sec 1); 07-028.00-102 (49 Stonewold Way, Stonewold); 06-033.00-042 (2402 Pennington Dr, Brandywood Sec 1); 07-030.30-085 (0 Kennett Pike, Westover Hills); 06-033.00-138 (0 Patwynn Rd, Wynnwood); 07-034.20-159 (2301 Centerville Rd, Tybrook); 06-033.00-238 (2328 Jamaica Dr, Kingsridge); 07-034.20-315 (2512 Turnstone Dr, Brookmeade Sec 1); 06-033.00-239 (2237 Patwynn Rd, Wynnwood); 07-035.10-036 (2001 Faulkland Rd, Woodland Park) 06-033.00-240 (2246 Inwood Rd, Lancashire); 07-035.30-198 (1604 A Montgomery Rd, Willow Run); 06-041.00-184 (7 A Pierson Ct, Pierson Farm); 07-035.30-324 (1607 Montgomery Rd, Willow Run); 06-041.00-209 (0 Off Pierson Dr, Pierson Farm); 07-035.30-339 (1201 E Willow Run Dr, Willow Run); 06-042.00-016 (2695 E Landsdowne Dr, Cardiff); 07-035.40-157 (15 Jefferson Ave, Willow Run Sec 2); 06-042.00-080 (2490 Landon Dr, Chalfonte Sec 1); 07-035.40-158 (1020 Montgomery Rd, Oak Hill); 06-043.00-202 (2011 Longcome Dr, Graylyn Crest Sec 3); 07-035.40-275 (1315 Clifford Rd, Oak Hill); 06-043.00-202 (2011 Longcome Dr, Graylyn Crest Sec 3); 07-035.40-284 (1320 Clifford Rd, Oak Hill); 06-045.00-022 (2211 A Jamaica Dr, Holiday Hills Sec 2); 08-032.20-258, (2825 Newport Gap Pike, Brandywine Springs Mnr); 06-052.00-183 (2506 N Lori Ln, Tarleton); 06-053.00-105 (3000 Silverside Rd, Bonsall Subd); 06-052.00-217 (2433 Shipley Rd, Tarleton); 06-055.00-174 (2099 Westminster Dr, Graylyn Crest Sec 3); 06-053.00-018 (2501 N Lori Ln, Woodbine); 06-064.00-033 (501 Whitby Dr).

The Department of Land Use has considered the Standards for Zoning Map Amendment in Section 40.31.410, A through E *of the Unified Development Code*, the Future Land Use map, comments received from outside agencies, and comments received from the public. Based on this analysis, the Department is of the opinion that the standards are met by this proposal. Therefore, the Department of Land Use recommends **APPROVAL** of the rezoning application.

DESCRIPTION

Application 2025-0475-Z (Ordinance 25-100) proposes to amend the County's official zoning map to rezone County-owned parks and open space in County Council District 2 to the newly established P Zoning District. A list of subdivisions with parks and open space proposed to be rezoned to P Zoning in this rezoning are as follows (a full list of parcels can be found above):

Alapocas II	Beacon Hill	Bonsall Subdivision
Brandywine Springs Manor	Brandywood Section 1	Brandywood Section 3
Brookmeade Section 1	Cardiff	Chalfonte Section 1

Channin	Chapelcroft	Chatham
Country Gates	Dartmouth Woods	Deerhurst
Devonshire Section 1	Devonshire Section 1	Fairfax
First Unitarian Church	Graylyn Crest Section 2	Graylyn Crest Section 3
Graylyn Crest Section 3	Graylyn Crest Section 4	Greenville Manor
Holiday Hills Section 2	Jester Park	Kingsridge
Lancashire	Luhmann Property	McDaniel Crest
Northcrest	Oak Hill	Oak Lane Manor
Pierson Farm	Sharpley Section 1	Stonewold
Surrey Park	Talley Day Park	Tarleton
Tash Subdivision	Tybrook	Westover Hills
Willow Run	Willow Run Section 2	Woodbine
Woodbrook	Woodbrook Section 3	Woodland Park
Wynnwood		

BACKGROUND

The history of rezoning processes dates to the 1950s. Subsequent sections examine how State and County codes evolved over time.

Establishment of Zoning & the Rezoning Process

The process and set of standards established in Delaware State Code for rezonings has largely been unchanged since 1951. On June 5, 1951, the State of Delaware granted the Levy Court of New Castle County the authority to adopt zoning regulations and provided a process and legal notice requirements for the establishment and amendment of zoning maps. The process required that the Levy Court establish a Zoning Plan, have a public hearing with the Zoning Commission with notice at least 15 days prior to the hearing in the newspaper of general circulation in the County and adoption by the Levy Court. The process for amendments to the zoning map largely mirrored that of establishing zoning, except for reducing the notice requirement to seven days prior to the Zoning Commission hearing.[1] New Castle County adopted zoning regulations in September of 1954.

Rezonings in New Castle County

Since the adoption of zoning in 1954, all changes to New Castle County's zoning map have fundamentally followed the process that was originally established in 1951, whether for 1 or 100,000 parcels. The utility of these rezonings ranged from larger initiatives, such as the adoption of the UDC, Diversified Planned Unit Developments, Hometown and Historic Overlays to smaller

[1] Zoning Enabling Legislation: https://legis.delaware.gov/SessionLaws/Chapter?id=33182 Dillon's Rule additional reading: https://www.planning.org/planning/2020/mar/tools-legal-lessons/

initiatives such as to legalize existing uses or to support the subsequent recordation of a plan that provides for important residential and nonresidential development.

2022 Update to the New Castle County Comprehensive Plan

The 2022 Update to the New Castle County Comprehensive Plan (The Plan) [2] was the product of more than two years of extensive public outreach. During that process, the Department made extensive efforts to reach out and garner public feedback on not only the overall Goals/Objectives/Strategies expressed in the plan, but also the Future Land Use map and Element. As a result of these efforts, Strategy 1.1.6 was created to consider the establishment of a preservation zoning category.

Ordinance 24-130 Zoning District for Publicly Owned Conserved Land and Public Parks

Adopted in March of 2025, Ordinance 24-130 established a new zoning district, Publicly Conserved Lands & Parks District (P). This zoning district designation would be required for properties that are publicly protected and identified as protected in perpetuity for the public benefit. The district's intent is to provide a clearer picture of permanently protected, publicly conserved lands and parks in New Castle County.

Ordinance 25-100 County Council District 2 – Rezoning of County-owned Land to P-Zoning

The proposed ordinance would rezone 75 parcels located within County Council District 2 consisting of County-owned parks and open space to the Publicly Conserved Lands & Parks District (P) established in Ordinance 24-130.

PLUS REVIEW (Preliminary Land Use Service)

The text amendment that established P Zoning (Ord. 24-130) was reviewed at a PLUS meeting held on August 28, 2024.

The PLUS Review Letter, dated September 23, 2024, includes comments from the Office of State Planning and Coordination, who commended New Castle County for their continued work on establishing the Publicly Conserved Lands & Parks District (P) and requested a collaboration with DNREC regarding concerns over State-Owned public lands.[3] The Department of Natural Resources

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[2] New Castle County Comprehensive Plan 2050:
https://ssl02.nccde.org/gisfiles/Images/NCC2050/Comp%20Plan%20Final%20Draft/Complete%20Plan%20Final%20Draft%20%2006272022.pdf

[3] PLUS Report:
https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86C5E68CE881F951C2C65831502A6D587F61602538894DF47B&x=temp.pdf

and Environmental Control (DNREC) additionally commended New Castle County's effort to preserve natural open space through the establishment of the proposed zoning district. DNREC listed concerns regarding potential restrictions in DNREC operations on state-owned lands and asked that state-owned lands are explicitly exempt from the changes outlined in Table 40.03.110 of the Unified Development Code. The State Historic Preservation Office (SHPO) recommended that the ordinance consider making the proposed zoning district apply to publicly owned land that includes areas of cultural or heritage preservation. DelDOT, DEMA and DE State Fire Marshal noted that they did not have any comments or objection to approval of the proposed ordinance.

PLANNING BOARD PUBLIC HEARING – *September 2, 2025*

*Please note, the below is a summary. A recording and transcripts of the public hearing are available at the Department of Land Use and hyperlinked below.[4]

Presentation

Matthew Rogers, Planner for the Department of Land Use, presented the *Ordinance 25-100*, discussing parcels located in County Council District 2 proposed for rezoning to the Publicly Conserved Lands & Parks District (P) designation. He mentioned that the Ordinance 24-130 first established the P Zoning District and was adopted on March 25th, 2025. Mr. Rogers stated that the properties identified are all County-owned open space and park properties, a majority of which were created under former code (pre-1997) where it was more common in practice for New Castle County to maintain ownership, and current code dictates these types of open space parcels be maintained and privately owned by the communities they serve. He also mentions that these properties are solely County-owned and any proposals for P Zoning on State and Federal lands will come at the request of the respective property owners. He proceeded to show the exhibit maps for all of the affected properties and explained the neighborhoods and locations of each cluster of parcels.

There were no questions from the members of the Planning Board.

Public Comment

Dale Swain spoke favorably of the P Zoning District and mentioned that public lands should be properly classified in the zoning code.

Councilwoman Durham mentioned the importance in preserving these public open spaces and to have these spaces better represented within County zoning maps.

John Dente raised concerns over the intent of the proposed rezonings.

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[4] September 2, 2025, Planning Board Public Hearing: https://www.newcastlede.gov/agendacenter

Rebuttal

Matthew Rogers addressed Mr. Dente's concerns stating that the spaces are intended to continue being open space and park areas. If there were any intended development, a land development plan and sign posting would be required. He proceeded to discuss Councilwoman Durham's concerns over public utilities located within P Zoned parcels mentioning that some existing open space parcels are already utilized for public utility purposes and the P Zoning ordinance does not prohibit the County from providing public utility services within P zoned parcels.

ANALYSIS

Application 2025-0475-Z (Ordinance 25-100) proposes to amend the County's official zoning map to rezone County-owned parks and open space in County Council District 2 to the newly established P Zoning District, consistent with Ordinance 24-130 (adopted in March of 2025) which established the Publicly Conserved Lands & Parks District (P), and require County owned properties that are publicly protected and identified as protected in perpetuity for the public benefit to be rezoned to P.

These parcels[5] are all located within County Council District 2, which encompasses parts of North Wilmington communities along Rt 202 and Foulk Road and extending west through Centerville ending at Creek Road.[6] North Wilmington is characterized by a number of older subdivisions (ca. 1940-1960s) where it was standard practice for planned open space areas and neighborhood parks to be owned by New Castle County; differing from the subdivision open space practices found in the Unified Development Code (UDC) today. To this day, New Castle County owns and maintains a number of parks and open space areas within these neighborhoods, explaining the sheer number of parcels identified within this rezoning ordinance.

Standards of Review

Pursuant to Section 40.31.410 of the New Castle County Code, in determining whether an amendment to the zoning map shall be recommended or approved, the following factors shall be considered:

A. *Consistency with the Comprehensive Development Plan and the purposes of this Chapter.*

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[5] Draft Ordinance 25-100 (Including Exhibit Maps): https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86C5E68CE881F951C21A9828D4D9C8ADF947AB66B2ADAE1CD8&x=temp.pdf

[6] Map of Council Districts: https://www.newcastlede.gov/562/Council-Districts

This ordinance implements Strategy 1.1.6 of the 2022 Comprehensive Development Plan by proposing the subject 75 parcels be rezoned to the Publicly Conserved Lands & Parks District (P). The establishment of P Zoning on these parcels will better identify and emphasize the protection and preservation of these existing open space and park parcels.

B. *Consistency with the character of the neighborhood.*

All 75 parcels identified in the rezoning are currently public parks and open space. The P Zoning designation will not change the use of these parcels.

C. *Consistency with zoning and use of nearby properties.*

These properties were initially designed to serve as parks and open space areas within the communities they are located. P Zoning designation will not change the residential open space or parkland nature of the areas.

D. *Suitability of the property for the uses for which it has been proposed or restricted.*

These properties were initially designed to serve as parks and open space areas within the communities they are located. P Zoning designation will not change the residential open space or parkland nature of the areas.

E. *Effect on nearby properties.*

These properties were initially designed to serve as parks and open space areas within the communities they are located. P Zoning designation will not change the residential open space or parkland nature of the areas.

DEPARTMENT OF LAND USE RECOMMENDATION

The Department of Land Use has considered the Standards for Zoning Map Amendment in Section 40.31.410, A through E *of the Unified Development Code*, the Future Land Use Map, the comments received from outside agencies, and the comments received by the public. Based on this analysis, the Department is of the opinion that the standards are met by this proposal. Therefore, the Department of Land Use recommends **APPROVAL** of Ordinance 25-100.

PLANNING BOARD RECOMMENDATION

At a business meeting held on October 21, 2025, the Planning Board considered the recommendation provided by the Department of Land Use as well as comments from outside agencies and the public. On a motion made by Jonathan Cochran and seconded by Neal Cantrell, the Board voted to recommend **APPROVAL** of application 2025-0475-Z as recommended by the Department of Land Use. The motion

was adopted by a vote of 6-0-1-1 (In Favor: Cantrell, Cochran, Daigle, Drake, Snowden, Visvardis; In Opposition: None; Abstention: Robert Ott; Absent: Gray).

Prior to the vote, the following discussion occurred:

Alec Davis read the Department of Land Use recommendation into the record.

Ruth Visvardis asked if the P-Zoning district was considered residential or not and whether the P-Zoning designation would affect data centers. David Culver (Land Use) mentioned that the P-Zoning District won't affect data center developments and explained that the P-Zoning designation was created to acknowledge public open space and parks properties. Further rezoning of parks and open space to P-Zoning will occur in other County Council Districts.

STATUTORY GUIDELINES
In the phraseology of 9 Delaware Code Section 2603(a), the Department finds that this rezoning will promote the convenience, order and welfare of the present and future inhabitants of this State.

10-28-25
David M. Culver date
General Manager
Department of Land Use

10/24/25
Robert Snowden date
Acting Chair
New Castle County Planning Board

Prime Sponsor(s): Mr. Carter
Requested by: Land Use Department
Date of introduction: November 18, 2025

ORDINANCE NO. 25-152

REVISE ZONING MAP: ST. GEORGES HUNDRED, NORTH SIDE CHURCHTOWN ROAD, 2,091 FEET WEST OF BACK CREEK DRIVE; REZONE TAX PARCEL 13-011.00-162 AND PORTION OF TAX PARCEL 13-011.00-033 FROM SUBURBAN (S) TO SUBURBAN (S) AND HISTORIC OVERLAY ZONE (H).

(The purpose of this Rezoning is to rezone 4.48 acres of tax parcel 13-011.00-162 and 0.52 acres of tax parcel 13-011.00-033 from suburban (S) to Suburban (S) and Historic Overlay Zone (H). App. 2021- 0287-S/Z.)

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. The Zoning Map of St. Georges Hundred, as amended, is hereby further amended by changing the zoning classification of the land shown on attached Exhibits “A” and “L” dated 10/28/25, as set forth therein.

Section 2. This Ordinance shall become effective immediately upon passage by New Castle County Council and approval of the County Executive, or as otherwise provided in 9 Del. C. §1156.

Adopted by County Council of
New Castle County on:

_____

Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____

Marcus A. Henry
County Executive
New Castle County

SYNOPSIS: Same as title.

FISCAL IMPACT: This rezoning ordinance will have no immediate discernable fiscal impact on the County, but if the parcel(s) rezoned is (are) developed in accordance with the new rezoning, there may be one or more indirect fiscal effects on New Castle County government, including, but not limited to, an increase in the assessed value of the property with a resultant increase in taxes collectible thereon, and an increased demand for county services.

PROPERTY MAP

EXHIBIT A
ZONING ORDINANCE AS INTRODUCED

APPLICANT: COUNTRY CLUB ESTATES LLC
PROPOSED REZONING: S TO
S WITH H

APPLICATION NO. 2021- 0287-S/Z

TAX PARCEL NO: 13-011.00-033
13-011.00-162



HUNDRED: ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DELAWARE

N

PERMANENT ORDINANCE NO. 25- 152
Date Adopted by County Council:
Date Approved by County Executive:

Scale: 1:4917
Prepared by: Matthew Rogers

Date: 10/28/2025

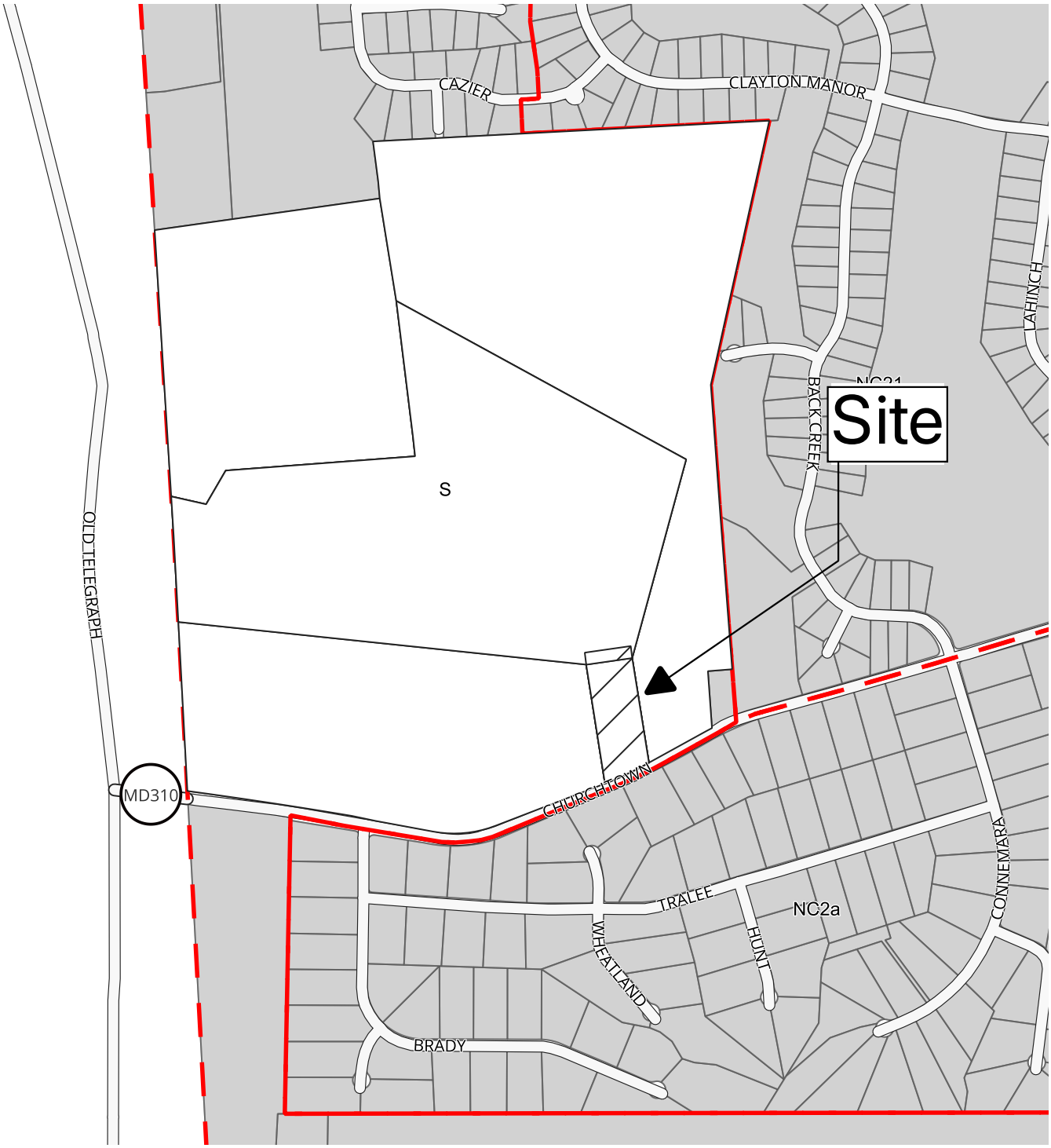
PROPERTY MAP

EXHIBIT L
ZONING ORDINANCE AS INTRODUCED

APPLICANT: COUNTRY CLUB ESTATES LLC
PROPOSED REZONING: S TO
S WITH H

APPLICATION NO. 2021- 0287-S/Z

TAX PARCEL NO: 13-011.00-033
13-011.00-162



HUNDRED: ST. GEORGES HUNDRED
NEW CASTLE COUNTY, DELAWARE

N

PERMANENT ORDINANCE NO. 25- 152
Date Adopted by County Council:
Date Approved by County Executive:

Scale: 1:10917
Prepared by: Matthew Rogers

Date: 10/28/2025

Prime Sponsor(s): Ms. Kilpatrick
Date of Introduction: November 18, 2025

FLOOR AMENDMENT NO. 1 TO
SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

Substitute No. 2 to Ordinance No. 25-101 is amended at line numbers, 71, 87, and 111 through 263, by adding the material that is underlined and highlighted in yellow and by deleting the material with strikethroughs and highlighted in red, as follows.

Table 40.03.110. - Use table.

Table 40.03.110A. General Use Table									Table 40.03.110B. General Use Table								Table 40.03.110C. General Use Table	
Zoning District (Urban and Suburban-Transition Character) Y=permitted, N=prohibited, L=limited review, S=special use review, A=accessory									Zoning District (Suburban and Special Character)								Additional Standards (all districts)	
Land Use	TN *	ST	MM	ON	OR	CR	BP	I	CN	S ***	SE	NC **	HI	EX	SR	P	Parking	Limited & Special Use Standards
Agricultural									**Agricultural**								**Agricultural** …	
Industrial Uses									**Industrial Uses**								**Industrial Uses**	
Compost operations	N	N	N	N	N	N	N	L	N	N	N	N	L	L	S	N	Table 40.03.522	Section 40.03.336
Data Centers	N	N	N	~~NL~~	~~NL~~	~~NL~~	~~NL~~	~~SL~~	~~NL~~	N	N	N	~~SL~~	~~SL~~	N	N	Table 40.03.522	Table 40.03.210 Section 40.03.343
Extraction	N	N	N	N	N	N	N	N	N	N	N	N	N	L	N	N	Table 40.03.522	Section 40.03.324 and Table 40.03.210 …

Table 40.03.210A. Limited and Special Use Standards

Table 40.03.210A. Limited and Special Use Standards						Table 40.03.210B. Limited and Special Use Standards						Table 40.03.210C. Limited and Special Use Standards
	Buffer Standards					Locational or Dimensional Standards						Additional Standards
	Bufferyards			Separation		Minimum				Maximum		
Land Use	Location	Increase Opacity or Width	Fence or Berm	Use Protected	Distance from Use to protected parcel	Spacing	Site Area	Road Access	Open Space	Lot Area	Height	Other
Agricultural …						**Agricultural**						**Agricultural** …
Industrial Uses						**Industrial Uses**						**Industrial Uses**
Compost operations												Section 40.03.336
Data Centers	Within ~~1,000~~ 500 feet of a residentially zoned parcel or parcel with an established daycare center or school	0.4	Minimum 8 ft. berm	Residential and established daycare center and schools	500 ft.*							See Section 40.03.343 * See Section 40.03.343.B
Extraction	All	0.8 (150 ft.)	8 ft. berm	Residential	100 ft. *		25 ac.					Section 40.03.324 *'100' for Recreation, High Intensity Uses …

Sec. 40.03.343. – Data Centers.

In addition to the requirements of Section 40.~~31.430~~26.430, the following requirements shall apply to any proposed data center development or ~~the cumulative expansion of an existing data center in excess of two hundred 20,000 thousand square fee~~ additions larger than two hundred thousand (200,000) square feet of GFA:

~~A. The site shall be designed to minimize noise impact on neighboring residential properties and shall not generate noise levels that exceed 55 db(A) or db(C) at the sending property line if the predevelopment noise level is below those levels. If the predevelopment noise exceeds those levels , no net increase in the existing noise level shall be permitted. A noise study shall be submitted to evaluate this impact and to verify consistency with Chaper 22 of the New Castle County Code and the study shall include all generators and any other equipment that will be utilized on the site as part of the calculation.~~

~~B~~A. No portion of the proposed data center building or accessory uses shall be located within ~~1,000~~ 500 feet of a residential zoning district. However, the Department may approve data center structures or accessory uses located less than 500 feet from a residential zoning district, but no closer than required setbacks in the applicable zoning district, upon review and determination that noise levels generated will not exceed the allowable noise levels permitted in Chapter 22 of the New Castle County Code. In granting any such approval distance of less than 500 feet, the Department may require submission of a site-specific noise study demonstrating that the combined effectiveness of the selected measures (noise attenuation and screening techniques, including, but not limited to, a berm) will ensure compliance with the noise performance standards contained in Chapter 22. ~~However, as a limited exception, the Department may approve data center structures or accessory uses located less than 1,000 feet, but no closer than 500 feet, from a residential zoning district, upon review and determination that noise levels generated will not exceed the allowable noise levels permitted in this section. The Department may require submission of a site-specific noise study demonstrating that the combined effectiveness of the selected measures will ensure compliance with the noise performance standards set forth herein. Acceptable noise attenuation and screening techniques, including, but not limited to, the following measures, may be considered by the Department in evaluating compliance:~~

~~1. Generator Acoustic Enclosures: fully enclosed or "super-silent" housings constructed of brick, masonry, or other acceptable materials with comparable sound transmission ratings.~~
~~2. Acoustic Louvers and Duct Liners: designed to minimize tonal and airflow noise associated with ventilation or cooling systems.~~
~~3. Sound-Absorptive Panels: installed within cooling yards, generator buildings, or perimeter walls to reduce reflected noise.~~
~~4. Porous Absorptive Cladding: such as mineral-wool cores with perforated metal facings to dampen exterior surface reflections.~~
~~5. Vibration Isolation Systems: including spring and neoprene isolators to prevent structure-borne noise transmission from generators, chillers, or HVAC units.~~
~~6. Acoustic Fencing and Walls: solid or composite barriers with a minimum~~

~~sound Transmission Class (STC) rating of 35, extending fully above the line of sight between the noise source and the property line.~~

~~7. Building Orientation and Shielding: siting of data center buildings or equipment yards so that structures themselves block direct noise paths towards residential or institutional uses.~~

~~8. Enhanced Landscaping and Earth Berms: incorporation of vegetation, berms, and mounded terrain to provide additional passive sound attenuation and visual screening.~~

~~C. Except for lot lines along an existing office or industrial ark or adjacent to an existing industrial use, the bufferyards, street trees, berming and landscaping shall be upgraded, where appropriate to mask the development. The buildings shall meet the requirements for large industrial structures in Sectio 40.26.260.~~

~~D. Lighting shall be designed so that there is zero (0) footcandles at the property line of te neighboring residential area.~~

~~E~~B. In addition to meeting all the requirements of Article 11…

~~F~~C. Open-loop or once-through cooling is prohibited unless…

~~G. All generators shall be Tier IV or utilize natural gas with Selective Catalytic Reduction (SCR(systems. The Department may permit applicants to substitute other technologies that the applicant can demonstrate as being more efficient and have less impact on the environment.~~

~~H. Any energy storage system utilized for this use shall be Battery Energy Storage System ("BESS"). The Department may permit applicants to substitute other technologies that the applicant can demonstrate as being more efficiency and have less impact on the environment. Energy storage systems must employ fire-safe technologies as determined and approved by the State Fire Marshal's Office.~~

~~I. All new expanded facilities shall submit documentation outlining the operation of the buildings as a LEED Gold or equivalent certification and providing the Total Usage Efficiency ("TUE"), the comprehensive metric for evaluating the overall energy efficiency of a system considering both the energy used by the IT equipment and the supporting infrastructure, with a minimum TUE of 1.15 must be provided unless operational issues are documented and accepted to vary this minimum.~~

~~J~~D. All data centers must be designed for future integration…

~~K~~E. Applicant must submit a statement of coordination with local electric utility…

~~L~~F. Applicants must submit a statement of coordination with DNREC Water Allocation Program…

~~M~~G. Data Centers must comply with all State and Federal requirements…

~~N~~H. Abandonment. …

~~O~~I. Financial Assurance. …

~~P~~J. Annual Report. …

SYNOPSIS: *Floor Amendment No. 2 revises Table 40.03.110 to require that Data Centers in the "I", "HI" and "EX" zoning districts be subject to Limited review rather than Special Use review, and changes Data Centers in the "ON", "OR", "CR", "BP" and "CN" zoning districts from a prohibited use to a use subject to Limited review as such districts permit Data Centers in the current UDC.*

The amendment also updates Section 40.03.343 to require that proposed Data Center developments or additions greater than two hundred thousand (200,000) square feet of gross floor area comply with Section 40.26.430 (Large Industrial Structures). Additionally, it eliminates various requirements that are already addressed elsewhere in the UDC or are more appropriately addressed by the Building Code.

The amendment also revises Table 40.03.210A by reducing the distance between residential uses and Data Center developments from 1,000 feet contained in the originally introduced ordinance to 500 feet, or, in the alternative, grants the Department the discretion to approve a setback less than 500 feet when it is satisfied current noise standards contained in Chapter 22 will be satisfied through other methods such as berming.

Prime Sponsor(s): Mr. Toole
Date of Introduction: November 18, 2025

FLOOR AMENDMENT NO. 2 TO
SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

Substitute No. 2 to Ordinance No. 25-101 is hereby amended in the **WHEREAS** portion of the ordinance by striking the **WHEREAS** provisions that appears at line numbers 41-44, and 46-49 in their entirety.

SYNOPSIS: This floor amendment proposes that the **WHEREAS** provisions currently appearing at line numbers 41-44, and 46-49 be deleted in their entirety.

Prime Sponsor(s): Mr. Toole
Date of Introduction: November 18, 2025

FLOOR AMENDMENT NO. 3 TO
SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

Substitute No. 2 to Ordinance No. 25-101 is hereby amended at line number 71, Table 40.03.110A. by striking the reference in the upper columns to the designations in the columns in the second, lower line.

Data Centers	N	N	N	N	~~N~~	~~N~~	~~N~~	~~S~~	N	N	N	N	~~S~~	~~S~~			Table 40.03.522	Table 40.03.210 Section 40.03.343
Proposed Change					L	S	L	L					L	L			Table 40.03.522	Table 40.03.210 Section 40.03.343

SYNOPSIS: This floor amendment proposes that the language currently appearing at line 71 be amended to reflect the language appearing in the lower row and highlighted as reflected in the **proposed change** row to reflect the language highlighted in red and yellow.

Prime Sponsor(s): Mr. Toole
Date of Introduction: November 18, 2025

FLOOR AMENDMENT NO. 4 TO
SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

Substitute No. 2 to Ordinance No. 25-101 is hereby amended at line number 87, Table 40.03.210A. by striking the reference in the third column to opacity of "~~0.4~~" and replacing it with "0.3".

Data Centers	Within 1,000 feet of a residentially zoned parcel or parcel with an established daycare center or school	~~0.4~~ 0.3	Minimum 8 ft. berm	Residential and established daycare center and schools	500 ft.*						

SYNOPSIS: This floor amendment proposes that the *Increase Opacity or Width* requirement be amended from ~~0.4~~ to 0.3.

Prime Sponsor(s): Mr. Toole
Date of Introduction: November 18, 2025

FLOOR AMENDMENT NO. 5 TO
SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

Substitute No. 2 to Ordinance No. 25-101 is hereby amended at line numbers 188-193 by deleting the material there appearing as identified with strikethroughs and red below.

~~and providing the Total Usage Efficiency ("TUE"), the comprehensive metric for evaluating the overall energy efficiency of a system considering both the energy used by the IT equipment and the supporting infrastructure, with a minimum TUE of 1.15 must be provided unless operational issues are documented and accepted to vary this minimum~~

SYNOPSIS: This floor amendment proposes that the language currently appearing at line numbers 188-193, as highlighted in red above, be stricken.

Prime Sponsor: Mr. Toole
Date of Introduction: November 18, 2025

FLOOR AMENDMENT NO. 6 TO
SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

Substitute No. 2 to Ordinance No. 25-101 is hereby amended at line numbers 212-263 (Section N. *Abandonment*, Section O. *Financial assurance*, and Section P. *Annual Report*.) by deleting the material there appearing in its entirety.

~~N. Abandonment.~~

~~1. The operator or property owner shall provide written notice to the Department whenever the Data Center is out of active operation for more than six (6) months. Any Data Center that ceases to operate for one (1) year or longer is considered abandoned.~~

~~2. The operator or property owner shall either recommence operation and schedule a site inspection with the Department to verify that all use requirements are still intact or shall remove all equipment and systems within six (6) months of being considered abandoned.~~

~~3. Within two (2) years of being considered abandoned, the Data Center site shall be either restored to its predevelopment condition and inspected by the Department, or the property owner shall submit a land use application consistent with this Chapter to establish a new use for the site. Failure to comply with the requirements of this section shall authorize, but not require, the County to remove the Data Center and, when abandoned, restore the site to its predevelopment condition and charge the property owner as set forth in Subsection O. below.~~

~~O. Financial assurance. Prior to issuance of a building permit, the operator or property owner shall provide a bond, surety, letter of credit, or other financial assurance in a form and amount acceptable to the Department to secure payment of one hundred (100) percent of the anticipated cost of removal of all associated site improvements and restoration of the site to its predevelopment condition when the Data Center has been abandoned. Financial assurances for Data Centers are subject to the following:~~

~~1. The applicant shall provide a decommissioning report that includes the following components:~~

~~a. An inventory of components installed on the site.~~

~~b. Expected lifetime of the facility.~~

~~c. Decommissioning sequence.~~

~~d. Decommissioning cost estimate based on RSMeans or other software or methodology approved by the Department.~~

~~2. The financial assurance shall remain in full force and effect while the Data Center remains in place and operating, and shall be renewed every five (5) years and revised as necessary to adjust for inflation and any change in the cost for decommissioning.~~

~~P. Annual Report, Enforcement and Compliance. The operator of the Data Center shall supply an annual report, as found in Appendix 9, to the Department indicating compliance with all applicable local, state and federal regulations. The Department shall reserve the right to request additional information and establish and update procedures for inspections, monitoring, and enforcement of compliance with this section. Non-compliant facilities will be subject to Division 40.31.900 or any other remedy available.~~

SYNOPSIS: This floor amendment proposes that the language currently appearing at line numbers 212-263 (Section N. *Abandonment,* Section O. *Financial assurance, and* Section P. *Annual Report*) be stricken in its entirety.

Prime Sponsor(s): Ms. Kilpatrick
Date of Introduction: November 18, 2025

FLOOR AMENDMENT NO. 7 TO SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

Substitute No. 2 to Ordinance No. 25-101 is amended at line numbers 347 through 349 by adding the material that is underlined and highlighted in yellow and by deleting the material with strikethroughs and highlighted in red, as follows

Sec. 9. Effective Date. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, but shall only apply to Minor and Major land development plan applications (including, but not limited to preapplication sketch plans) submitted to the County after its adoption date, unless the applicant, by written request, agrees to submit to the provisions of this Ordinance. All resubdivision plan applications are exempted from this Ordinance regardless of the submission date to the County. Any future Data Center use, buildings and/or structures exempted from the applicability of this Ordinance shall be a lawful use in all respects and in no case considered a non-conforming use, building(s), structure(s) or situation(s).

SYNOPSIS: *Floor Amendment No. 2 also clarifies that this Ordinance will take effect immediately upon adoption and will apply only to new Minor and Major land development plan applications (including preapplication sketch plans) submitted after adoption, unless an applicant requests otherwise in writing; all subdivision plan applications are exempt, regardless of submission date; and, any future data center projects that are exempted from this Ordinance will be considered fully legal and not treated as non-confirming uses.*

Prime Sponsor(s): Ms. Kilpatrick
Date of Introduction: December 9, 2025

FLOOR AMENDMENT NO. 8 TO SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

Substitute No. 2 to Ordinance No. 25-101 is amended at line numbers 347 through 349 by adding the material that is underlined and highlighted in yellow and by deleting the material with strikethroughs and highlighted in red, as follows

Sec. 9. Effective Date. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 Del C 1156, and, shall only apply to Minor and Major land development plan applications that identify a data center as a potential use (including, but not limited to preapplication sketch plans) as submitted to the County ,after its adoption date. Resubdivision plan applications revising any grandfathered Minor or Major land development applications (resulting from the preceding sentence) shall remain exempt from this Ordinance regardless of its submission date, unless the applicant, by written request, agrees to submit to the provisions of this Ordinance. Any future data center uses, buildings, structures and/or situations grandfathered from the applicability of this Ordinance, shall remain lawful in all respects and in no case considered non-conforming uses, buildings, structures or situations.

SYNOPSIS: *Floor Amendment No. 2 also clarifies that this Ordinance will take effect immediately upon adoption, or as otherwise provided in 9 Del C 1156, and will apply only to new Minor and Major land development plan applications (including preapplication sketch plans) submitted after adoption, unless an applicant requests otherwise in writing; all subdivision plan applications are exempt, regardless of submission date; and, any future data center projects that are exempted from this Ordinance will be considered fully legal and not treated as non-confirming uses.*

Prime Sponsor(s): Mr. Carter
Co-sponsor(s): Mr. Caneco, Mr. Tackett, Ms. Durham, Mr. Cartier
Date of Introduction: August 5, 2025

SUBSTITUTE NO. 2 TO ORDINANCE NO. 25-101

TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 40 ("UNIFIED DEVELOPMENT CODE"), ARTICLE 3 ("USE REGULATIONS") AND ARTICLE 33 ("DEFINITIONS") TO ESTABLISH STANDARDS FOR THE REVIEW, SITING, AND OPERATIONS OF DATA CENTERS

WHEREAS, New Castle County currently lacks comprehensive, specific zoning and development regulations tailored to the unique infrastructure demands, environmental impacts, and operational characteristics of data centers; and

WHEREAS, data centers are distinct from other industrial and commercial uses due to their high energy consumption, large-scale backup power systems, significant water usage, and potential impacts on surrounding communities through noise, heat, and traffic; and

WHEREAS, technological advancements have precipitated the growth of data centers nationwide, expediting the need for provisions to guide responsible development and mitigate impacts; and

WHEREAS, it is in the public interest to proactively regulate data center development to ensure compatibility with surrounding land uses and to protect the health, safety, and welfare of New Castle County residents; and

WHEREAS, data centers share many characteristics with heavy industry, particularly in terms of energy consumption, building scale, and noise leading to zoning and classification complexities best handled as a separate category of use; and

WHEREAS, the County seeks to encourage economic development while also preserving community character, promoting sustainability, safeguarding public infrastructure capacity, and minimizing land use conflicts; and

WHEREAS, Data Centers are unique land uses that involve large-scale electrical infrastructure, water-intensive cooling systems, and extensive impervious coverage; and

WHEREAS, Data Centers typically utilize backup diesel generators, aboveground and underground fuel storage tanks, cooling towers, and large volumes of electronic and battery equipment that may pose environmental, public health, and safety risks if left abandoned or unmaintained; and

WHEREAS, advances in information technology, server design, and power delivery may cause individual Data Center facilities to become obsolete within a relatively short operating lifespan, resulting in the risk of abandonment of specialized facilities that are not easily adapted to other uses; and

WHEREAS, the County has a responsibility to protect the public health, safety, and welfare by ensuring that abandoned or obsolete facilities are properly removed and that sites are restored to a safe and stable condition; and

WHEREAS, financial assurance requirements for decommissioning are a well-established land use tool in other industries with significant environmental or infrastructure impacts, including telecommunications towers, wind and solar energy projects, and mining operations; and

WHEREAS, requiring a Decommissioning Plan and associated financial assurance for Data Centers will ensure that the County and its taxpayers are not burdened with the cost of restoring sites and remediating environmental impacts in the event of abandonment; and

WHEREAS, County Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to legitimate government interests.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Division 40.03.110 ("Use Regulations") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.110. – Use table.

Table 40.03.110 lists the type of uses permitted in each district. Refer to Division 40.33.200 for definitions of the various use categories and their components. Should a use not be identified in Table 40.03.110, an interpretation pursuant to Section 40.31.520 can be requested. Table 40.03.522 lists the specific parking requirements for several general uses listed in Table 40.03.110. Limited and special use standards are contained in Table 40.03.210 and Division 40.03.300. See Article 4 for district, lot, bulk and other standards.

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Table 40.03.110A. General Use Table									Table 40.03.110B. General Use Table								Table 40.03.110C. General Use Table	
Zoning District (Urban and Suburban-Transition Character) Y=permitted, N=prohibited, L=limited review, S=special use review, A=accessory									Zoning District (Suburban and Special Character)								Additional Standards (all districts)	
Land Use	TN *	ST	MM	ON	OR	CR	BP	I	CN	S ***	SE	NC **	HI	EX	SR	P	Parking	Limited & Special Use Standards
Agricultural									**Agricultural**								**Agricultural** …	
Industrial Uses									**Industrial Uses**								**Industrial Uses**	
Compost operations	N	N	N	N	N	N	N	L	N	N	N	N	L	L	S	N	Table 40.03.522	Section 40.03.336
Data Centers	N	N	N	N	N	N	N	S	N	N	N	N	S	S	N	N	Table 40.03.522	Table 40.03.210 Section 40.03.343
Extraction	N	N	N	N	N	N	N	N	N	N	N	N	N	L	N	N	Table 40.03.522	Section 40.03.324 and Table 40.03.210 …

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Section 2. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Section 40.03.210 ("Buffering, location, bulk and scale standards") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.210. - Buffering, location, bulk and scale standards.

Table 40.03.210 provides standards that increase the degree of buffering, govern the location, and reduce the bulk or scale of limited or special uses. The meaning of the different categories contained in the Table is established as follows:

A. *Location.* …

K. *Other.* …

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Table 40.03.210A. Limited and Special Use Standards						Table 40.03.210B. Limited and Special Use Standards						Table 40.03.210C. Limited and Special Use Standards
	Buffer Standards					Locational or Dimensional Standards						Additional Standards
	Bufferyards			Separation		Minimum				Maximum		
Land Use	Location	Increase Opacity or Width	Fence or Berm	Use Protected	Distance from Use to protected parcel	Spacing	Site Area	Road Access	Open Space	Lot Area	Height	Other
Agricultural …						**Agricultural**						**Agricultural** …
Industrial Uses						**Industrial Uses**						**Industrial Uses**
Compost operations												Section 40.03.336
Data Centers	Within 1,000 feet of a residentially zoned parcel or parcel with an established daycare center or school	0.4	Minimum 8 ft. berm	Residential and established daycare center and schools	500 ft.*							See Section 40.03.343 * See Section 40.03.343.B
Extraction	All	0.8 (150 ft.)	8 ft. berm	Residential	100 ft. *		25 ac.					Section 40.03.324 * 100′ for Recreation, High Intensity Uses …

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Section 3. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Division 40.03.300 ("Additional limited and special use standards") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.333. - Light Industry uses in OR and CR zoning districts.

A. Light Industry uses as defined in Subsection 40.33.270.E ~~D~~ are considered Limited Uses in the OR zoning district, except that the following uses require a special use permit:

Sec. 40.03.340. - Multifamily conversion.

Multifamily conversions are intended to facilitate and encourage the redevelopment of existing office and commercial sites and increase the diversity in housing opportunities in the county where supporting infrastructure exists. The following requirements apply to all multifamily conversions:

A. A multifamily conversion is not permitted on a parcel that is within one thousand (1,000) feet of a heavy industry zoned parcel or a parcel with a heavy industry use as defined in Subsection 40.33.270.~~C~~ D.

Sec. 40.03.343. – Data Centers.

In addition to the requirements of Section 40.31.430, the following requirements apply to any data center development or the cumulative expansion of an existing data center in excess of 20,000 square feet:

A. The site shall be designed to minimize noise impact on neighboring residential properties and shall not generate noise levels that exceed 55 dB(A) or dB(C) at the sending property line if the predevelopment noise level is below those levels. If the predevelopment noise exceeds those levels, no net increase in the existing noise level shall be permitted. A noise study shall be submitted to evaluate this impact and to verify consistency with Chapter 22 of the *New Castle County Code* and the study shall include all generators and any other equipment that will be utilized on the site as part of the calculation.

B. No portion of the proposed data center building or accessory uses shall be located within 1,000 feet of a residential zoning district. However, as a limited exception, the Department may approve data center structures or accessory uses located less than 1,000 feet, but no closer than 500 feet, from a residential zoning district, upon review and determination that noise levels generated will not exceed the allowable noise levels permitted in this section. The Department may require submission of a site-specific noise study demonstrating that the combined effectiveness of the selected measures will ensure compliance with the noise performance standards set forth herein. Acceptable noise attenuation and screening techniques, including, but not limited to, the following measures, may be considered by the Department in evaluating compliance:

1. Generator Acoustic Enclosures: fully enclosed or “super-silent” housings constructed of brick, masonry, or other acceptable materials with comparable sound transmission ratings.
2. Acoustic Louvers and Duct Liners: designed to minimize tonal and airflow noise associated with ventilation or cooling systems.
3. Sound-Absorptive Panels: installed within cooling yards, generator buildings, or perimeter walls to reduce reflected noise.
4. Porous Absorptive Cladding: such as mineral-wool cores with perforated metal facings to dampen exterior surface reflections.
5. Vibration Isolation Systems: including spring and neoprene isolators to prevent structure-borne noise transmission from generators, chillers, or HVAC units.
6. Acoustic Fencing and Walls: solid or composite barriers with a minimum Sound Transmission Class (STC) rating of 35, extending fully above the line of sight between the noise source and the property line.
7. Building Orientation and Shielding: siting of data center buildings or equipment yards so that structures themselves block direct noise paths toward residential or institutional uses.
8. Enhanced Landscaping and Earth Berms: incorporation of vegetation, berms, and mounded terrain to provide additional passive sound attenuation and visual screening.

C. Except for lot lines along an existing office or industrial park or adjacent to an existing industrial use, the bufferyards, street trees, berming and landscaping shall be upgraded, where appropriate to mask the development. The buildings shall meet the requirements for large industrial structures in Section 40.26.260.

D. Lighting shall be designed so that there is zero (0) footcandles at the property line of the neighboring residential area.

E. In addition to meeting all the requirements of Article 11, anticipated trip generation for a data center shall be based on the latest published ITE manual calculations. Data Centers shall not be converted to any use that exceeds the approved Transportation Improvement Study (TIS) or equivalent study, for the site unless another TIS or equivalent study is completed and approved in accordance with all other applicable provisions of this Chapter.

F. Open-loop or once-through cooling is prohibited unless reclaimed water is used.

G. All generators shall be Tier IV or utilize natural gas with Selective Catalytic Reduction (SCR) systems. The Department may permit applicants to substitute other technologies that the applicant can demonstrate as being more efficient and have less impact on the environment.

H. Any energy storage system utilized for this use shall be a Battery Energy Storage System (“BESS”). The Department may permit applicants to substitute other technologies that the applicant can demonstrate as being more efficient and have less impact on the environment. Energy storage systems must employ fire-safe technologies as determined and approved by the State Fire Marshall’s Office.

I. All new or expanded facilities shall submit documentation outlining the operation of the building as a LEED Gold or equivalent certification and providing the Total Usage Efficiency ("TUE"), the comprehensive metric for evaluating the overall energy efficiency of a system considering both the energy used by the IT equipment and the supporting infrastructure, with a minimum TUE of 1.15 must be provided unless operational issues are documented and accepted to vary this minimum.

J. All data centers must be designed for future integration with onsite or communal microgrid components that include various energy generation sources, energy storage systems, a distribution network, a control system, and metering/billing systems.

K. Applicants must submit a statement of coordination with the local electric utility and demonstrate the availability of sufficient grid capacity, or provide onsite generation that meets or exceeds projected load.

L. Applicants must submit a statement of coordination with DNREC Water Allocation Program and Water Supply Coordinating Council and demonstrate the availability of sufficient water supply to meet or exceed projected water use.

M. Data Centers must comply with all State and Federal requirements including but not limited to water supply coordination, cooling water discharges, emission standards, and air quality monitoring.

N. Abandonment.

1. The operator or property owner shall provide written notice to the Department whenever the Data Center is out of active operation for more than six (6) months. Any Data Center that ceases to operate for one (1) year or longer is considered abandoned.

2. The operator or property owner shall either recommence operation and schedule a site inspection with the Department to verify that all use requirements are still intact or shall remove all equipment and systems within six (6) months of being considered abandoned.

3. Within two (2) years of being considered abandoned, the Data Center site shall be either restored to its predevelopment condition and inspected by the Department, or the property owner shall submit a land use application consistent with this Chapter to establish a new use for the site. Failure to comply with the requirements of this section shall authorize, but not require, the County to remove the Data Center and, when abandoned, restore the site to its predevelopment condition and charge the property owner as set forth in Subsection O. below.

O. Financial assurance. Prior to issuance of a building permit, the operator or property owner shall provide a bond, surety, letter of credit, or other financial assurance in a form and amount acceptable to the Department to secure

payment of one hundred (100) percent of the anticipated cost of removal of all associated site improvements and restoration of the site to its predevelopment condition when the Data Center has been abandoned. Financial assurances for Data Centers are subject to the following:

1. The applicant shall provide a decommissioning report that includes the following components:

   a. An inventory of components installed on the site.

   b. Expected lifetime of the facility.

   c. Decommissioning sequence.

   d. Decommissioning cost estimate based on RSMeans or other software or methodology approved by the Department.

2. The financial assurance shall remain in full force and effect while the Data Center remains in place and operating, and shall be renewed every five (5) years and revised as necessary to adjust for inflation and any change in the cost for decommissioning.

P. Annual Report, Enforcement and Compliance. The operator of the Data Center shall supply an annual report, as found in Appendix 9, to the Department indicating compliance with all applicable local, state and federal regulations. The Department shall reserve the right to request additional information and establish and update procedures for inspections, monitoring, and enforcement of compliance with this section. Non-compliant facilities will be subject to Division 40.31.900 or any other remedy available.

Section 4. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 33 ("Definitions"), Section 40.33.270 ("Industrial Uses") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

A. Compost operations (NAICS 325314). ...

B. *Data Center*. A facility composed of networked computers, servers, storage systems, and telecommunications equipment used for data processing, storage, and distribution (NAICS 518210).

C ~~*B*~~. *Extraction.* ...

D ~~*C*~~. *Heavy industry.* …

E ~~D~~ . *Light industry.* …

F ~~E~~ . *Recycling or . …*

G ~~F~~ . *Solar energy system, large scale. …*

H ~~G~~ . *Utility, major. …*

I ~~H~~ . *Utility, minor. …*

J ~~I~~ . *Utilities, maintenance facilities. …*

Section 5. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 33 ("Definitions"), Section 40.33.300 ("General Definitions") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Abandonment. …

Closed channel. A conveyance system not open to the atmosphere (usually, but not always, pipe).

Closed-Loop Cooling System. A Closed-Loop Cooling System is one where the cooling medium is contained within a piping circuit for reuse.

Coastal high hazard area or special flood hazard area subject to high velocity wave action. …

Opacity. The measurement of the screening effectiveness of a bufferyard or fence expressed as the percent of vision that the screen blocks.

Open-Loop Cooling System or *Once-Through Cooling System*. An Open-Loop Cooling System is one with a cooling method in which water is withdrawn from a surface, groundwater, or public supply source, passed through heat-exchange equipment to absorb heat, and the effluent is then discharged to a surface water body, re-injected into the ground, or discharged into a wastewater treatment system. Open-loop systems typically rely on continuous withdrawals and discharges, frequently resulting in greater thermal or environmental impacts including higher consumptive use of water resources.

Reclaimed Water. Water that has been treated to meet specific quality standards, making it safe for a beneficial reuse. This can include treated effluent from wastewater treatment facilities and remediation activities.

Open space. …

Section 6. Consistent with Comprehensive Development Plan. New Castle County Council finds that the provisions of this Ordinance are consistent with the spirit and intent of the New Castle County Comprehensive Development Plan.

Section 7. Inconsistent Ordinances and Resolutions Repealed. All ordinances or parts of ordinances and all resolutions or parts of resolutions that may be in conflict herewith are hereby repealed except to the extent they remain applicable to land use

matters reviewed under previous Code provisions as provided in Chapter 40 of the *New Castle County Code*.

Section 8. Severability. The provisions of this Ordinance shall be severable. If any provision of this Ordinance is found by any court of competent jurisdiction to be unconstitutional or void, the remaining provisions of this Ordinance shall remain valid, unless the court finds that that the valid provisions of this Ordinance are so essentially and inseparably connected with, and so dependent upon, the unconstitutional or void provision that it cannot be presumed that County Council would have enacted the remaining valid provisions, without the unconstitutional or void one, or unless the court finds that the remaining valid provisions, standing alone, are incomplete and incapable of being executed in accordance with the County Council's intent. If any provision of this Ordinance or any zoning map or portion thereof is found to be unconstitutional or void, all applicable former ordinances, resolutions, zoning maps or portions thereof shall become applicable and shall be considered as continuations thereof and not as new enactments regardless if severability is possible.

Section 9. Effective Date. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive or as otherwise provided in 9 *Del. C*. § 1156.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus A. Henry
County Executive
of New Castle County

SYNOPSIS: The following is a summary of the revisions contained in this Ordinance broken down by *New Castle County Code* Division or Section number.

Sec. 40.03.110. This amendment updates the use table to establish which zoning districts permit the Data Center as a Special Use.

Sec. 40.03.210. This amendment updates the Limited and Special Use Standards Table to include Data Center uses.

Sec. 40.03.333. This amendment updates references to the definition of Light Industrial uses based on changes proposed to Section 40.33.270.

Sec. 40.03.340. This amendment updates references to the definition of Heavy Industry uses based on changes proposed to Section 40.33.270.

Sec. 40.03.343. This amendment includes Special Use standards for Data Center uses.

Section 40.33.270. This amendment defines Data Center uses.

Substitute No. 1. The following changes were included in Substitute No. 1:

Sec. 40.03.110. This amendment further updates the use table to establish which zoning districts permit the Data Center as a Special Use.

Sec. 40.03.343. This amendment clarifies that Data Centers must comply with State and Federal regulations and allows the Department to permit applicants to substitute other technologies that the applicant has demonstrated as being more efficient and have less impact on the environment. This amendment also includes decommissioning, abandonment, and financial assurance provisions for Data Centers.

Section 40.33.300. This amendment defines Closed-Loop Cooling Systems, Open-Loop Cooling Systems, and Reclaimed Water.

Substitute No. 2. The following changes are included in Substitute No. 2:

Sec. 40.03.210. This amendment references Section 40.03.343.B regarding the distancing requirements between Data Center Structures and protected uses.

Sec. 40.03.343. This amendment clarifies that the noise level restrictions are for noises generated by the Data Center and accessory uses. This amendment also allows the Department to approve Data Center structures and accessory uses located less than 1,000 ft. from a residential zoning district, provided that noise levels generated do not exceed the allowable noise levels permitted in Chapter 22 of the *New Castle County Code*, provided however, that no portion of the proposed data center building or accessory uses shall be within 500 ft. of a residential zoning district line.

This amendment changes the effective date of the ordinance to be the date that the ordinance is adopted by County Council and approved by the County Executive or as otherwise provided in 9 *Del. C*. § 1156.

FISCAL NOTE: This Ordinance will have no discernable fiscal impact.

Prime Sponsor(s): Mr. Carter
Co-sponsor(s): Mr. Caneco, Mr. Tackett
Ms. Durham, Mr. Cartier

Date of Introduction: August 5, 2025

SUBSTITUTE NO. 1 TO ORDINANCE NO. 25-101

TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 40 ("UNIFIED DEVELOPMENT CODE"), ARTICLE 3 ("USE REGULATIONS") AND ARTICLE 33 ("DEFINITIONS") TO ESTABLISH STANDARDS FOR THE REVIEW, SITING, AND OPERATIONS OF DATA CENTERS

WHEREAS, New Castle County has received an unprecedented proposal for a large-scale data center campus, totaling approximately 6 million square feet; and

WHEREAS, the County currently lacks comprehensive, specific zoning and development regulations tailored to the unique infrastructure demands, environmental impacts, and operational characteristics of hyperscale data centers; and

WHEREAS, data centers are distinct from other industrial and commercial uses due to their high energy consumption, large-scale backup power systems, significant water usage, and potential impacts on surrounding communities through noise, heat, and traffic; and

WHEREAS, technological advancements have precipitated the growth of data centers nationwide, expediting the need for provisions to guide responsible development and mitigate impacts; and

WHEREAS, it is in the public interest to proactively regulate data center development to ensure compatibility with surrounding land uses and to protect the health, safety, and welfare of New Castle County residents; and

WHEREAS, data centers share many characteristics with heavy industry, particularly in terms of energy consumption, building scale, and noise leading to zoning and classification complexities best handled as a separate category of use; and

WHEREAS, the County seeks to encourage economic development while also preserving community character, promoting sustainability, safeguarding public infrastructure capacity, and minimizing land use conflicts; and

WHEREAS, Data Centers are unique land uses that involve large-scale electrical infrastructure, water-intensive cooling systems, and extensive impervious coverage; and

WHEREAS, Data Centers typically utilize backup diesel generators, aboveground and underground fuel storage tanks, cooling towers, and large volumes of electronic and battery equipment that may pose environmental, public health, and safety risks if left abandoned or unmaintained; and

WHEREAS, advances in information technology, server design, and power delivery may cause individual Data Center facilities to become obsolete within a relatively short operating lifespan, resulting in the risk of abandonment of specialized facilities that are not easily adapted to other uses; and

WHEREAS, the County has a responsibility to protect public health, safety, and welfare by ensuring that abandoned or obsolete facilities are properly removed and that sites are restored to a safe and stable condition; and

WHEREAS, financial assurance requirements for decommissioning are a well-established land use tool in other industries with significant environmental or infrastructure impacts, including telecommunications towers, wind and solar energy projects, and mining operations; and

WHEREAS, requiring a Decommissioning Plan and associated financial assurance for Data Centers will ensure that the County and its taxpayers are not burdened with the cost of restoring sites and remediating environmental impacts in the event of abandonment; and

WHEREAS, County Council intends that the pending ordinance doctrine apply to restrict the acceptance of land development applications submitted after the introduction of this Ordinance that would otherwise be prohibited by the provisions of this Ordinance; and

WHEREAS, County Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to legitimate government interests.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Division 40.03.110 ("Use Regulations") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.110. – Use table.

Table 40.03.110 lists the type of uses permitted in each district. Refer to Division 40.33.200 for definitions of the various use categories and their components. Should a use not be identified in Table 40.03.110, an interpretation pursuant to Section 40.31.520 can be requested. Table 40.03.522 lists the specific parking requirements for several general uses listed in Table 40.03.110. Limited and special use standards are contained in Table 40.03.210 and Division 40.03.300. See Article 4 for district, lot, bulk and other standards.

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Table 40.03.110A. General Use Table									Table 40.03.110B. General Use Table								Table 40.03.110C. General Use Table	
Zoning District (Urban and Suburban-Transition Character) Y=permitted, N=prohibited, L=limited review, S=special use review, A=accessory									Zoning District (Suburban and Special Character)								Additional Standards (all districts)	
Land Use	TN *	ST	MM	ON	OR	CR	BP	I	CN	S ***	SE	NC **	HI	EX	SR	P	Parking	Limited & Special Use Standards
Agricultural									**Agricultural**								**Agricultural** …	
Industrial Uses									**Industrial Uses**								**Industrial Uses**	
Compost operations	N	N	N	N	N	N	N	L	N	N	N	N	L	L	S	N	Table 40.03.522	Section 40.03.336
Data Centers	N	N	N	N	N	N	N	S	N	N	N	N	S	S	N	N	Table 40.03.522	Table 40.03.210 Section 40.03.343
Extraction	N	N	N	N	N	N	N	N	N	N	N	N	N	L	N	N	Table 40.03.522	Section 40.03.324 and Table 40.03.210 …

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Section 2. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Section 40.03.210 ("Buffering, location, bulk and scale standards"), is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.210. - Buffering, location, bulk and scale standards.

Table 40.03.210 provides standards that increase the degree of buffering, govern the location, and reduce the bulk or scale of limited or special uses. The meaning of the different categories contained in the Table is established as follows:

A. *Location.* …

K. *Other.* …

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Table 40.03.210A. Limited and Special Use Standards						Table 40.03.210B. Limited and Special Use Standards						Table 40.03.210C. Limited and Special Use Standards
	Buffer Standards					Locational or Dimensional Standards						Additional Standards
	Bufferyards			Separation		Minimum				Maximum		
Land Use	Location	Increase Opacity or Width	Fence or Berm	Use Protected	Distance from Use to protected parcel	Spacing	Site Area	Road Access	Open Space	Lot Area	Height	Other
Agricultural …						**Agricultural**						**Agricultural** …
Industrial Uses						**Industrial Uses**						**Industrial Uses**
Compost operations												Section 40.03.336
Data Centers	Within 1,000 feet of a residentially zoned parcel or parcel with an established daycare center or school	0.4	Minimum 8 ft. berm	Residential and established daycare center and schools	1,000 ft.*							See Section 40.03.343 *At least 1,000 ft. as measured to any building or structure
Extraction	All	0.8 (150 ft.)	8 ft. berm	Residential	100 ft. *		25 ac.					Section 40.03.324 * 100′ for Recreation, High Intensity Uses …

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Section 3. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Division 40.03.300 ("Additional limited and special use standards") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.333. - Light Industry uses in OR and CR zoning districts.

A. Light Industry uses as defined in Subsection 40.33.270.E ~~D~~ are considered Limited Uses in the OR zoning district, except that the following uses require a special use permit:

Sec. 40.03.340. - Multifamily conversion.

Multifamily conversions are intended to facilitate and encourage the redevelopment of existing office and commercial sites and increase the diversity in housing opportunities in the county where supporting infrastructure exists. The following requirements apply to all multifamily conversions:

A. A multifamily conversion is not permitted on a parcel that is within one thousand (1,000) feet of a heavy industry zoned parcel or a parcel with a heavy industry use as defined in Subsection 40.33.270.~~C~~ D.

Sec. 40.03.343. – Data Centers.

In addition to the requirements of Section 40.31.430, the following requirements apply to any data center development or the cumulative expansions of existing data center in excess of 20,000 square feet:

A. The site shall be designed to minimize noise impact on neighboring residential properties and shall not exceed 55 dB(A) or dB(C) at the sending property line. A noise study shall be submitted to evaluate this impact and to verify consistency with Chapter 22 of the *New Castle County Code* and the study shall include all generators and any other equipment that will be utilized on the site as part of the calculation.

B. No portion of the proposed data center building or accessory uses shall be within 1,000 ft. from any residential zoning district.

C. Except for lot lines along an existing office or industrial park or adjacent to an existing industrial use, the bufferyards, street trees, berming and landscaping shall be upgraded, where appropriate to mask the development. The buildings shall meet the requirements for large industrial structures in Section 40.26.260.

D. Lighting shall be designed so that there is zero (0) footcandles at the property line of the neighboring residential area.

E. In addition to meeting all the requirements of Article 11, anticipated trip generation for a data center shall be based on the latest published ITE manual calculations. Data Centers shall not be converted to any use that exceeds the

approved Transportation Improvement Study (TIS) or equivalent study, for the site unless another TIS or equivalent study is completed and approved in accordance with all other applicable provisions of this Chapter.

F. Open-loop or once-through cooling is prohibited unless reclaimed water is used.

G. All generators shall be Tier IV or utilize natural gas with Selective Catalytic Reduction (SCR) systems. The Department may permit applicants to substitute other technologies that the applicant can demonstrate as being more efficient and have less impact on the environment.

H. Any energy storage system utilized for this use shall be a Battery Energy Storage System ("BESS"). The Department may permit applicants to substitute other technologies that the applicant can demonstrate as being more efficient and have less impact on the environment. Energy storage systems must employ fire-safe technologies as determined and approved by the State Fire Marshall's Office.

I. All new or expanded facilities shall submit documentation outlining the operation of the building as a LEED Gold or equivalent certification and providing the Total Usage Efficiency ("TUE"), the comprehensive metric for evaluating the overall energy efficiency of a system considering both the energy used by the IT equipment and the supporting infrastructure, with a minimum TUE of 1.15 must be provided unless operational issues are documented and accepted to vary this minimum.

J. All data centers must be designed for future integration with onsite or communal microgrid components that include various energy generation sources, energy storage systems, a distribution network, a control system, and metering/billing systems.

K. Applicants must submit a statement of coordination with the local electric utility and demonstrate the availability of sufficient grid capacity, or provide onsite generation that meets or exceeds projected load.

L. Applicants must submit a statement of coordination with DNREC Water Allocation Program and Water Supply Coordinating Council and demonstrate the availability of sufficient water supply to meet or exceed projected water use.

M. Data Centers must comply with all State and Federal requirements including but not limited to; water supply coordination, cooling water discharges, emission standards, and air quality monitoring.

N. Abandonment.

1. The operator or property owner shall provide written notice to the Department whenever the Data Center is out of active operation for more than six (6) months. Any Data Center that ceases to operate for one (1) year or longer is considered abandoned.

2. The operator or property owner shall either recommence operation and schedule a site inspection with the Department to verify that all use requirements are still intact or shall remove all equipment and systems within six (6) months of being considered abandoned.

3. Within two (2) years of being considered abandoned, the Data Center site shall be either restored to its predevelopment condition and inspected by the Department, or the property owner shall submit a land use application consistent with this Chapter to establish a new use for the site. Failure to comply with the requirements of this section shall authorize, but not require, the County to remove the Data Center and, when abandoned, restore the site to its predevelopment condition and charge the property owner as set forth in Subsection O. below.

O. Financial assurance. Prior to issuance of a building permit, the operator or property owner shall provide a bond, surety, letter of credit, or other financial assurance in a form and amount acceptable to the Department to secure payment of one hundred (100) percent of the anticipated cost of removal of all associated site improvements and restoration of the site to its predevelopment condition when the Data Center has been abandoned. Financial assurances for Data Centers are subject to the following:

1. The applicant shall provide a decommissioning report that includes the following components:

a. An inventory of components installed on the site.

b. Expected lifetime of the facility.

c. Decommissioning sequence.

d. Decommissioning cost estimate based on RSMeans or other software or methodology approved by the Department.

2. The financial assurance shall remain in full force and effect while the Data Center remains in place and operating, and shall be renewed every five (5) years and revised as necessary to adjust for inflation and any change in the cost for decommissioning.

P. Annual Report, Enforcement and Compliance. The operator of the Data Center shall supply an annual report, as found in Appendix 9, to the Department indicating compliance with all applicable local, state and federal regulations. The Department shall reserve the right to request additional information and establish and update procedures for inspections, monitoring, and enforcement of compliance with this section. Non-compliant facilities will be subject to Division 40.31.900 or any other remedy available.

Section 4. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 33 ("Definitions"), Section 40.33.270 ("Industrial Uses") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

A. Compost operations (NAICS 325314). ...

B. *Data Center*. A facility composed of networked computers, servers, storage systems, and telecommunications equipment used for data processing, storage, and distribution (NAICS 518210).

C ~~*B*~~. *Extraction.* ...

D ~~*C*~~. *Heavy industry.* …

E ~~D~~ . *Light industry.* …

F ~~E~~ . *Recycling or .* …

G ~~F~~ . *Solar energy system, large scale.* …

H ~~G~~ . *Utility, major.* …

I ~~H~~ . *Utility, minor.* …

J ~~I~~ . *Utilities, maintenance facilities.* …

Section 5. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 33 ("Definitions"), Section 40.33.300 ("General Definitions" is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Abandonment. …

Closed channel. A conveyance system not open to the atmosphere (usually, but not always, pipe).

Closed-Loop Cooling System. A Closed-Loop Cooling System is one where the cooling medium is contained within a piping circuit for reuse.

Coastal high hazard area or special flood hazard area subject to high velocity wave action. …

Opacity. The measurement of the screening effectiveness of a bufferyard or fence expressed as the percent of vision that the screen blocks.

Open-Loop Cooling System or *Once-Through Cooling System*. An Open-Loop Cooling System is one with a cooling method in which water is withdrawn from a surface, groundwater, or public supply source, passed through heat-exchange equipment to absorb heat, and the effluent is then discharged to a surface water body, re-injected into

the ground, or discharged into a wastewater treatment system. Open-loop systems typically rely on continuous withdrawals and discharges, frequently resulting in greater thermal or environmental impacts including higher consumptive use of water resources.

Reclaimed Water. Water that has been treated to meet specific quality standards, making it safe for a beneficial reuse. This can include treated effluent from wastewater treatment facilities and remediation activities.

Open space. …

Section 6. Consistent with Comprehensive Development Plan. New Castle County Council finds that the provisions of this Ordinance are consistent with the spirit and intent of the New Castle County Comprehensive Development Plan.

Section 7. Inconsistent Ordinances and Resolutions Repealed. All ordinances or parts of ordinances and all resolutions or parts of resolutions that may be in conflict herewith are hereby repealed except to the extent they remain applicable to land use matters reviewed under previous Code provisions as provided in Chapter 40 of the *New Castle County Code*.

Section 8. Severability. The provisions of this Ordinance shall be severable. If any provision of this Ordinance is found by any court of competent jurisdiction to be unconstitutional or void, the remaining provisions of this Ordinance shall remain valid, unless the court finds that that the valid provisions of this Ordinance are so essentially and inseparably connected with, and so dependent upon, the unconstitutional or void provision that it cannot be presumed that County Council would have enacted the remaining valid provisions, without the unconstitutional or void one, or unless the court finds that the remaining valid provisions, standing alone, are incomplete and incapable of being executed in accordance with the County Council's intent. If any provision of this Ordinance or any zoning map or portion thereof is found to be unconstitutional or void, all applicable former ordinances, resolutions, zoning maps or portions thereof shall become applicable and shall be considered as continuations thereof and not as new enactments regardless whether severability is possible.

Section 9. Effective Date. Upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C*. § 1156, this Ordinance is effective retroactive to introduction thereof on August 5, 2025, which is the date notice was provided that this Ordinance would be pending. Council Rule 2.2.6 notwithstanding, it is the express legislative intent that the provisions of this Ordinance apply to all land use applications submitted to New Castle County after August 5, 2025. Council expressly waives the provisions of Council Rule 2.2.6 for this Ordinance. Furthermore, it is the intent of County Council that this Ordinance is also subject to the *pending ordinance doctrine* as articulated in *Covington v. Bd. of Adjustment of Rehoboth Beach*, 2016 WL 7242581, at *5 (Del. Super. Dec. 14, 2016), aff'd, 170 A.3d 779 (Del. 2017), and other precedent.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus A. Henry
County Executive
of New Castle County

SYNOPSIS: The following is a summary of the revisions contained in this Ordinance broken down by *New Castle County Code* Division or Section number.

Sec. 40.03.110. This amendment updates the use table to establish which zoning districts permit the Data Center as a Special Use.

Sec. 40.03.210. This amendment updates the Limited and Special Use Standards Table to include Data Center uses.

Sec. 40.03.333. This amendment updates references to the definition of Light Industrial uses based on changes proposed to Section 40.33.270.

Sec. 40.03.340. This amendment updates references to the definition of Heavy Industry uses based on changes proposed to Section 40.33.270.

Sec. 40.03.343. This amendment includes Special Use standards for Data Center uses.

Section 40.33.270. This amendment defines Data Center uses.

Substitute No. 1. The following changes are included in Substitute No. 1:

Sec. 40.03.110. This amendment further updates the use table to establish which zoning districts permit the Data Center as a Special Use.

Sec. 40.03.343. This amendment clarifies that Data Centers must comply with State and Federal regulations and allows the Department to permit applicants to substitute other technologies that the applicant has demonstrated as being more efficient and have less impact on the environment. This amendment also includes decommissioning, abandonment, and financial assurance provisions for Data Centers.

Section 40.33.300. This amendment defines Closed-Loop Cooling Systems, Open-Loop Cooling Systems, and Reclaimed Water.

This amendment clarifies the effective date in accordance with Delaware's *Pending Ordinance Doctrine*.

FISCAL NOTE: This Ordinance will have no discernable fiscal impact.

Prime Sponsor(s): Mr. Carter
Co-sponsor(s): Mr. Caneco, Mr. Toole, Ms. Durham, Mr. Cartier Mr. Hollins, Mr. Tackett
Date of introduction: August 5, 2025

ORDINANCE NO. 25-101

TO AMEND *NEW CASTLE COUNTY CODE* CHAPTER 40 ("UNIFIED DEVELOPMENT CODE"), ARTICLE 3 ("USE REGULATIONS") AND ARTICLE 33 ("DEFINITIONS") TO ESTABLISH STANDARDS FOR THE REVIEW, SITING, AND OPERATIONS OF DATA CENTERS

WHEREAS, New Castle County has received an unprecedented proposal for a large-scale data center campus, totaling approximately 6 million square feet; and

WHEREAS, the County currently lacks comprehensive, specific zoning and development regulations tailored to the unique infrastructure demands, environmental impacts, and operational characteristics of hyperscale data centers; and

WHEREAS, data centers are distinct from other industrial and commercial uses due to their high energy consumption, large-scale backup power systems, significant water usage, and potential impacts on surrounding communities through noise, heat, and traffic; and

WHEREAS, technological advancements have precipitated the growth of data centers nationwide, expediating the need for provisions to guide responsible development and mitigate impacts; and

WHEREAS, it is in the public interest to proactively regulate data center development to ensure compatibility with surrounding land uses and to protect the health, safety, and welfare of New Castle County residents; and

WHEREAS, data centers share many characteristics with heavy industry, particularly in terms of energy consumption, building scale, and noise leading to zoning and classification complexities best handled as a separate category of use; and

WHEREAS, the County seeks to encourage economic development while also preserving community character, promoting sustainability, safeguarding public infrastructure capacity, and minimizing land use conflicts; and

WHEREAS, County Council has determined that the provisions of this Ordinance substantially advance, and are reasonably and rationally related to legitimate government interests.

NOW, THEREFORE, THE COUNTY OF NEW CASTLE HEREBY ORDAINS:

Section 1. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Division 40.03.110 ("Use Regulations") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.110. – Use table.

Table 40.03.110 lists the type of uses permitted in each district. Refer to Division 40.33.200 for definitions of the various use categories and their components. Should a use not be identified in Table 40.03.110, an interpretation pursuant to Section 40.31.520 can be requested. Table 40.03.522 lists the specific parking requirements for several general uses listed in Table 40.03.110. Limited and special use standards are contained in Table 40.03.210 and Division 40.03.300. See Article 4 for district, lot, bulk and other standards.

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Table 40.03.110A. General Use Table									Table 40.03.110B. General Use Table								Table 40.03.110C. General Use Table	
Zoning District (Urban and Suburban-Transition Character) Y=permitted, N=prohibited, L=limited review, S=special use review, A=accessory									Zoning District (Suburban and Special Character)								Additional Standards (all districts)	
Land Use	TN *	ST	MM	ON	OR	CR	BP	I	CN	S ***	SE	NC **	HI	EX	SR	P	Parking	Limited & Special Use Standards
Agricultural									**Agricultural**								**Agricultural** …	
Industrial Uses									**Industrial Uses**								**Industrial Uses**	
Compost operations	N	N	N	N	N	N	N	L	N	N	N	N	L	L	S	N	Table 40.03.522	Section 40.03.336
Data Centers	N	N	N	N	N	N	N	S	N	N	N	N	S	N	N	N	Table 40.03.522	Table 40.03.210 Section 40.03.343
Extraction	N	N	N	N	N	N	N	N	N	N	N	N	N	L	N	N	Table 40.03.522	Section 40.03.324 and Table 40.03.210 …

Section 2. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Section 40.03.210 ("Buffering, location, bulk and scale standards"), is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.210. - Buffering, location, bulk and scale standards.

Table 40.03.210 provides standards that increase the degree of buffering, govern the location, and reduce the bulk or scale of limited or special uses. The meaning of the different categories contained in the Table is established as follows:

A. *Location.* …

K. *Other.* …

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Table 40.03.210A. Limited and Special Use Standards						Table 40.03.210B. Limited and Special Use Standards						Table 40.03.210C. Limited and Special Use Standards
	Buffer Standards					Locational or Dimensional Standards						Additional Standards
	Bufferyards			Separation		Minimum				Maximum		
Land Use	Location	Increase Opacity or Width	Fence or Berm	Use Protected	Distance from Use to protected parcel	Spacing	Site Area	Road Access	Open Space	Lot Area	Height	Other
Agricultural …						**Agricultural**						**Agricultural** …
Industrial Uses						**Industrial Uses**						**Industrial Uses**
Compost operations												Section 40.03.336
Data Centers	Within 1,000 feet of a residentially zoned parcel or parcel with an established daycare center or school	0.4	Minimum 8 ft. berm	Residential and schools	1,000 ft.							See Section 40.03.343 *1,000 as measured to any building or structure
Extraction	All	0.8 (150 ft.)	8 ft. berm	Residential	100 ft. *		25 ac.					Section 40.03.324 * 100′ for Recreation, High Intensity Uses …

Section 3. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), Division 40.03.300 ("Additional limited and special use standards") is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

Sec. 40.03.333. - Light Industry uses in OR and CR zoning districts.

A. Light Industry uses as defined in Subsection 40.33.270.E ~~D~~ are considered Limited Uses in the OR zoning district, except that the following uses require a special use permit:

Sec. 40.03.340. - Multifamily conversion.

Multifamily conversions are intended to facilitate and encourage the redevelopment of existing office and commercial sites and increase the diversity in housing opportunities in the county where supporting infrastructure exists. The following requirements apply to all multifamily conversions:

A. A multifamily conversion is not permitted on a parcel that is within one thousand (1,000) feet of a heavy industry zoned parcel or a parcel with a heavy industry use as defined in Subsection 40.33.270.~~C~~ D.

Sec. 40.03.343. – Data centers.

In addition to the requirements of Section 40.31.430, the following requirements apply to any data center development and/or the cumulative expansions of existing data center in excess of 20,000 square feet:

A. The site shall be designed to minimize noise impact on neighboring residential properties and shall not exceed 55 dB(A) at the sending property line. A noise study shall be submitted to evaluate this impact and to verify consistency with Chapter 22 of the *New Castle County Code* and the study shall include all generators and any other equipment that will be utilized on the site as part of the calculation.

B. No portion of the proposed data center building or accessory uses shall be within 1,000 ft. from any residential zoning district.

C. Except for lot lines along an existing office or industrial park or adjacent to an existing industrial use, the bufferyards, street trees, berming and landscaping shall be upgraded, where appropriate to mask the development. The buildings shall meet the requirements for large industrial structures in Section 40.26.260.

D. Lighting shall be designed so that there is zero (0) footcandles at the property line of the neighboring residential area.

E. In addition to meeting all the requirements of Article 11, anticipated trip generation for a data center shall be based on the latest published ITE manual

calculations. Data Centers shall not be converted to any use that exceeds the approved Transportation Improvement Study (TIS) or equivalent study, for the site unless another TIS or equivalent study is completed and approved in accordance with all other provisions of the Chapter.

F. Open-loop or once-through cooling is prohibited unless reclaimed water is used.

G. All generators shall be Tier IV or utilize natural gas with Selective Catalytic Reduction (SCR) systems unless the applicant can demonstrate another technology that is more efficient with less impact on the environment.

H. Any energy storage system utilized for this use shall be a Battery Energy Storage System ("BESS") unless the applicant can demonstrate another technology that is more efficient with less impact on the environment and must employ fire-safe technologies as determined and approved by the State Fire Marshall's Office.

I. All new or expanded facilities shall submit documentation outlining the operation of the building as a LEED Gold or equivalent certification and providing the Total Usage Efficiency ("TUE"), the comprehensive metric for evaluating the overall energy efficiency of a system considering both the energy used by the IT equipment and the supporting infrastructure, with a minimum TUE of 1.15 should be provided unless operational issues are documented and accepted to vary this minimum.

J. All data centers must be designed for future integration with onsite or communal microgrid components that include various energy generation sources, energy storage systems, a distribution network, a control system, and metering/billing systems.

K. Applicants must submit a statement of coordination with the local electric utility and demonstrate the availability of sufficient grid capacity, or provide onsite generation that meets or exceeds projected load.

L. Annual Report, Enforcement and Compliance. The operator of the data center shall supply an annual report, as found in Appendix 9, to the Department of Land Use indicating compliance with all applicable local, state and federal regulations. Land Use shall retain the right to request additional information and establish procedures for inspections, monitoring, and enforcement of compliance with this section. Non-compliant facilities will be subject to Division 40.31.900 and/or any other remedy available.

Section 4. *New Castle County Code* Chapter 40 ("Unified Development Code"), Article 33 ("Definitions"), Section 40.33.270 is hereby amended by adding the material that is underscored and deleting the material that is stricken, as set forth below.

A. Compost operations (NAICS 325314). ...

B. *Data Center*. A facility composed of networked computers, servers, storage systems, and telecommunications equipment used for data processing, storage, and distribution (NAICS 518210).

C ~~*B*~~. *Extraction.* ...

D ~~*C*~~. *Heavy industry.* …

E ~~D~~ . *Light industry.* …

F ~~E~~ . *Recycling or .* …

G ~~F~~ . *Solar energy system, large scale.* …

H ~~G~~ . *Utility, major.* …

I ~~H~~ . *Utility, minor.* …

J ~~I~~ . *Utilities, maintenance facilities.* …

Section 5. Consistent with Comprehensive Development Plan. New Castle County Council finds that the provisions of this Ordinance are consistent with the spirit and intent of the New Castle County Comprehensive Development Plan.

Section 6. Inconsistent Ordinances and Resolutions Repealed. All ordinances or parts of ordinances and all resolutions or parts of resolutions that may be in conflict herewith are hereby repealed except to the extent they remain applicable to land use matters reviewed under previous Code provisions as provided in Chapter 40 of the *New Castle County Code*.

Section 7. Severability. The provisions of this Ordinance shall be severable. If any provision of this Ordinance is found by any court of competent jurisdiction to be unconstitutional or void, the remaining provisions of this Ordinance shall remain valid, unless the court finds that that the valid provisions of this Ordinance are so essentially and inseparably connected with, and so dependent upon, the unconstitutional or void provision that it cannot be presumed that County Council would have enacted the remaining valid provisions, without the unconstitutional or void one, or unless the court finds that the remaining valid provisions, standing alone, are incomplete and incapable of being executed in accordance with the County Council's intent. If any provision of this Ordinance or any zoning map or portion thereof is found to be unconstitutional or void, all applicable former ordinances, resolutions, zoning maps or portions thereof shall become applicable and shall be considered as continuations thereof as not as new enactments regardless if severability is possible.

Section 8. Effective Date. This Ordinance shall become effective immediately upon its adoption by County Council and approval by the County Executive, or as otherwise provided in 9 *Del. C.* § 1156 and shall only apply to Land Use applications submitted after such date(s) unless the applicant, by written request, agrees to submit to the provisions of this Ordinance.

Adopted by County Council of
New Castle County on:

_____
Monique Williams-Johns
President of County Council
of New Castle County

Approved on:

_____
Marcus A. Henry
County Executive
of New Castle County

SYNOPSIS: The following is a summary of the revisions contained in this Ordinance broken down by *New Castle County Code* Division or Section number.

Sec. 40.03.110. This amendment updates the use table to establish which zoning districts permit the Data Center use as a Special Use.

Sec. 40.03.210. This amendment updates the Limited and Special Use Standards Table to include Data Center uses.

Sec. 40.03.333. This amendment updates references to the definition of Light Industrial uses based on changes proposed to Section 40.33.270.

Sec. 40.03.340. This amendment updates references to the definition of Heavy Industry uses based on changes proposed to Section 40.33.270.

Sec. 40.03.343. This amendment includes Special Use standards for Data Center uses.

Section 40.33.270. This amendment defines Data Center uses.

FISCAL NOTE: This Ordinance will have no discernible fiscal impact.

New Castle County Department of Land Use

DEPARTMENT OF LAND USE RECOMMENDATION REPORT

Ordinance 25-101
Application 2025-0486-T
Data Centers

October 21, 2025

Sponsor: Councilman David Carter (District 6)

Description: Amending New Castle County Code Chapter 40 ("Unified Development Code"), Article 3 ("Use Regulations"), and Article 33 ("Definitions") to establish standards for the review, siting, and operations of data centers.

EXECUTIVE SUMMARY

The Unified Development Code has had standards for Information Services and data processing (NAICS 51 which include Data Centers) dating back to 1998. Originally Data Centers were considered an Office Use permitted by-right in all non-residential zoning districts. The definition was broadened to also consider Data Centers as a Light Industrial Use, maintaining them as a by-right use in industrial zoning districts (HI & I) after limitations were placed on Office Uses in industrial districts. At the time, based on the size, nature of their operation, and impact on nearby properties, the provisions made sense. Traditionally, Data Centers served as an accessory use to support a principal office use or as an individual industrial use typically within an industrial park. As the technology has changed over the past decade, these facilities began to increase in size and placed additional demands on the infrastructure. The electrical demand for data centers across the United States, alone, well surpasses the full electrical demand for data centers of a decade ago, let alone in 1998. Data Centers, as with many other uses, have evolved over time and as such, regulations for these centers need to be revisited.

Application 2025-0486-T (Ordinance 25-101), is a text amendment to amend New Castle County Code to further define data center uses and set Special Use standards to address the specific challenges identified in other municipalities that have considered and approved modern Data Center facilities. Proposed changes to the ordinance presented as a draft substitute to Ordinance 25-101 incorporate specific feedback from the Public Service Commission, DNREC, and other State Agencies at the PLUS hearing and in subsequent communications. The recommended changes also incorporate important protections identified as best practices in other jurisdictions.

The Department of Land Use has considered the Standards for Text Amendment in Section 40.31.420 of the New Castle County Code and comments received from other agencies and the public. Based on this analysis, the Department recommends **Conditional Approval** of Ordinance 25-101 with the condition that County Council considers the proposed changes in the draft substitute to Ordinance 25-101.

DESCRIPTION

Application 2025-0486-T (Ordinance 25-101), is a text amendment to amend New Castle County Code to further define data center uses and set Special Use standards.

BACKGROUND

Ordinance 97-172 Unified Development Code

On December 31, 1997, New Castle County adopted the Unified Development Code (UDC) (Ordinance 97-172) and categorizes Data Centers under Information Industries (NAICS 51) as a Light Industry use pursuant to Section 40.33.270.D of the UDC. Per Table 40.03.110 ("GENERAL USE TABLE"), Light Industry uses were permitted within the Office Regional (OR), Business Park (BP), Industrial (I), and Heavy Industry (HI) zoning districts.

Ordinance 98-080 Omnibus

On September 22, 1998, New Castle County adopted Ordinance 98-080 amended the definition of Office Uses to include Information services and data processing (NAICS 514), which in combination with the existing Light Industry use definition permitted Data Centers in every nonresidential zoning district.

Ordinance 99-075 Omnibus

On December 14, 1999, New Castle County adopted Ordinance 99-075 which created Limited Use standards (Section 40.03.333) for Light Industry uses limiting the types of Light Industry uses which are permitted within OR zoning districts.

Ordinance 08-096 Consolidation of Employment Related Uses within the OR, BP, and I Zoning Districts

On December 9, 2008, New Castle County adopted Ordinance 08-096 which redefined specific Light Industry uses as Special Uses within Section 40.03.333 of the UDC and establishing maximum height limitations on specific buildings within 100 feet of residential property lines (Section 40.04.110C).

Ordinance 21-065 Substitute No.1 to Ordinance No. 21-065

On September 9, 2021, New Castle County adopted Substitute No.1 to Ordinance 21-065 which limited Light Industry uses within CR zoning districts to warehousing and storage facilities (NAICS 493) as a Special Use and additional standards set pursuant to Section 40.03.333.B of the UDC.

Ordinance 23-104 Regarding Development, Redevelopment, Large Industrial Structures and Heavy Retail and Service Uses

On January 25, 2024, New Castle County adopted Substitute No. 1 to Ordinance 23-104 which set Limited Use standards for Light Industry uses within BP zoning including distance requirements and design elements when located adjacent to residential uses pursuant to Tables 40.03.110 and 40.03.210 of the UDC. Standards around large industrial structures (Section 40.26.260) changed to apply to a lower gross floor area (GFA) threshold of proposed large industrial structures. These design elements included but were not limited to: landscaping and berm requirements along non-industrial uses, lighting requirements along residential uses, reduction of noise impacts, building design, and other associated improvements.

Ordinance 25-101 Data Centers

Ord. 25-101 was introduced on August 5, 2025, and proposed data centers as a distinct classification of industrial use in Table 40.03.110 of the UDC. The ordinance sets data centers as a Special Use within Industrial (I) and Heavy Industry (HI) zoning districts as well as creates Limited Use standards such as buffering and screening requirements from residential, noise regulations, energy and water usage requirements, and other additional requirements.

PRELIMINARY LAND USE SERVICE (PLUS) REVIEW

The proposed text amendment was reviewed at the PLUS meeting held on September 3, 2025.

The PLUS Review Letter, dated September 5, 2025, includes comments from the Office of State Planning and Coordination, who had no objections. The Public Service Commission (PSC) expressed concerns over the impacts of large data centers and referenced a current petition to the PSC to apply a large load tariff on interconnections larger than 25MW. The PSC had no concerns with the proposed ordinance in terms of land use and environmental issues, however stated that any energy-related requirements should be regulated by the PSC. The Department of Natural Resources and Environmental Control (DNREC) cited concerns over water and energy use, air quality, and noise mitigation. DNREC stated that water usage should be coordinated with the New Castle County Subcommittee of the Water Supply Coordinating Council and that plans should detail any proposed discharging of waters. They mention that data centers could impact the energy adequacy, grid reliability and cost and recommend requirements for coordination with the local utility, emphasis on Battery Energy Storage Systems, and consistency with the State Energy Plan. In terms of air quality, DNREC suggested limitations for on-site generators, limitations on transportation emissions, preconstruction permits, and pre-application air quality modeling. DNREC agreed with the proposed noise limitations in Ord. 25-101. All other State agencies had no comment on the subject ordinance.

PLANNING BOARD PUBLIC HEARING – *October 7, 2025*

*Please note, the below is a summary. A recording and transcripts of the public hearing are available at the Department of Land Use. [1]

Councilman David Carter presented the ordinance. He started by highlighting the key impacts of data centers on various aspects such as; land use, water use, noise pollution, air emissions, and energy use. He reviewed statistics on energy use and the goals of responsible data center siting, infrastructure and environmental standards. He presented to the Planning Board a proposed substitute ordinance which was drafted in response to PLUS comments received in September as well as additional research, and summarized the key provisions of the substitute ordinance including but not limited to: Special Use requirements, noise limitations, setback requirements from residential, standards for backup power, cooling, energy, microgrid requirements, and other associated standards. Councilman Carter proceeded to address the comments received by PLUS, outline a decommissioning process for all proposed data centers, and provide details on the application of the proposed ordinance on data center projects if adopted.

Questions from the Planning Board:

Robert Snowden inquired if data center projects would require Special Use permits or be considered by-right. Councilman Carter mentioned that each data center project would require a Special Use permit and have to follow the criteria and standards for a Special Use pursuant to the UDC. Mr. Snowden asked if the substitute ordinance proposed intergovernmental coordination to which Councilman Carter confirmed that the substitute would require approvals from the applicable regulating agencies. Robert Ott questioned the average lifespan of a data center. Councilman Carter detailed the energy issues of existing data centers throughout the country and noted the technology and equipment changes. Neal Cantrell asked about the low frequency noise and potential impacts on surrounding communities, and Councilman Carter stated that the standards for the proposed setbacks was based on existing requirements in other jurisdictions as well as established setbacks in the UDC. Ruth Visvardis inquired about the meaning of "residential zones" when discussing the 1,000-foot setback requirement to which Councilman Carter clarified it meant residential zoning districts found in the UDC. Air quality due to backup generator usage was a point of concern for Mr. Cantrell and Councilman Carter stated that air quality standards and monitoring are subject to DNREC's regulations. Councilman Carter explained the PLUS process and coordination with the State of Delaware agencies on the details of the ordinance which resulted in some of the conditions presented in the substitute ordinance. Mr. Cantrell cited the supplemental report submitted by Councilman Carter which outlined the potential issues ongoing with data centers in Virginia which sources energy from PJM same as Delaware.[2]
A conversation occurs between Councilman Carter and Mr. Cantrell regarding energy generation

[1] October 7, 2025 Planning Board Public Hearing: https://www.newcastlede.gov/agendacenter

[2] Councilman David Carter's Supplemental Report:
https://www3.newcastlede.gov/PDFDocument/default.aspx?DocumentID=80:FC40FF5826FBF7107D10260598B6C0724428DD1196872F86C5E68CE881F951C292813E0C92628E37A7864BB0E463459C&x=temp.pdf

concerns for existing data centers located in Virginia and New Jersey and the impacts on energy consumption and cost in Delaware. Mr. Ott asked about any issues with existing data centers in regard to internet data transfer capacity to which Councilman Carter had mentioned Delaware had invested in a very robust fiber optic internet infrastructure which exceeds the data transfer capacity needed for the needs of large-scale data center projects.

Public Comment:

Over 200 people attended the public hearing (online and in-person) 49 of which spoke on the ordinance. Of those who spoke, most of the speakers supported the ordinance stating that the proposed regulations would provide much needed guardrails for the community from any proposed data center projects. Many in attendance expressed concern over data centers and their impacts on the community, citing concerns over environmental and energy impacts. Those in opposition to the ordinance expressed doubts over the additional restrictions on noise, regulations on data centers, and the impact on Delaware's economy.

The Department of Land Use received email correspondence from 12 residents in support, 3 in opposition, and 2 general comments of Ordinance 25-101 during the written public comment period.[3] Written public comment mostly parallelled the concerns of data center developments that were mentioned during the public hearing and expressed support of the additional standards proposed in the ordinance. Comments in opposition to the ordinance included concerns over; the effective date (Pending Ordinance Doctrine), additional regulations limiting the construction of data centers, water capacity, the proposed decommissioning and noise standards. The general comments included sentiment that including regulations pertaining to dB(C) is unnecessary, and that it is important for these projects to include agreements to use local union workers.

ANALYSIS

As identified in public comment, and discussed in the Background section of this report, Information Center and data processing (Data Centers) are defined and permitted within the Unified Development Code. Since 1998 Data Centers have been permittable as a by-right use (either Industrial or Office Use) in all nonresidential zoning districts, including those to transition from more intense uses to residential uses (Office Neighborhood and Commercial Neighborhood) limited only by the site capacity restrictions for each zoning district.[4] The permissive nature in the UDC was intentional since data centers either served in an accessory capacity within a larger office or industrial building at sites like 3 Boulden Circle,[5] or as individual industrial uses within an industrial park such as 501 Bear Christiana Rd & 4001 Governor Printz Blvd (Bank One Core Data Center 1 & 2)[6].

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[3] Project #20250486: https://www3.newcastlede.gov/project/details/default.aspx?ProjectKey=832887
[4] Application 2025-0473-V: https://www3.newcastlede.gov/Project/details/default.aspx?ProjectKey=832143 , (Accessed 10/15/25)
[5] 3 Boulden Circle: https://www3.newcastlede.gov/parcel/details/default.aspx?ParcelKey=86869 , (Accessed 10/15/25)
[6] Application 2003-0001-S: https://www3.newcastlede.gov/Project/details/default.aspx?ProjectKey=122344 & Application 2004-0372-S: https://www3.newcastlede.gov/Project/details/default.aspx?ProjectKey=155142, (Accessed 10/15/25)

Over the past decade, much like the shift from general warehousing to the logistic/fulfilment facility led by the growth in ecommerce, Data Centers have grown exponentially to serve the growing needs for technology and artificial intelligence. Not only has the technology expanded past what was originally conceived as information services and data processing in the UDC, but with increased demands in processing so to have the impacts on our electrical grid, environment, and nearby communities, Ordinance 25-101 was drafted to continue to permit development of data centers, while providing needed protections for nearby communities and the environment as a whole. The ordinance, as introduced, provided:

1. Defines Data Centers as an Industrial Use limited to Industrial (I) and Heavy Industry (HI) zoning districts, as opposed to being both an Office and Industrial use permitted in the Office Neighborhood (ON), Commercial Neighborhood (CN), Office Regional (OR), Commercial Regional (CR) Business Park (BP), Industrial (I), Heavy Industry (HI), and Extractive Use (EX).

   Under the existing provisions the primary limiting factor on siting, from a land use regulatory standpoint, are the permitted gross floor area (GFA) based on site capacity and availability of adequate utilities (electric and water). As discussed, earlier Data Centers have changed significantly in size and nature of their operation. When facilities are accessory or ancillary to permissible office uses (as opposed to the principal use), their size and impact on infrastructure and the surrounding community is low, however as a principal use, they are more industrial in nature.

2. Establishes Special Use standards specifically tailored to impacts of Data Centers.

   Ordinance 25-101 includes specific standards to mitigate impacts Data Centers serving as the principal use including:

   - Limitations noise level at the property line
   - Distancing requirements from residential zoning district lines
   - Increased buffering and landscaping
   - Limitations on conversion to other uses based on traffic impact – Data Centers generate a low volume of traffic
   - Prohibition of open-loop or once-through as a means of cooling – eliminates the warming of our natural waterways, thereby protecting vulnerable ecological habitats
   - Requirements for backup power supplies to have minimal impact on the environment and adjacent communities, both generators and battery energy storage systems
   - Requirement that the buildings to be built to meet LEED Gold standards or better

- Requirement that sites be designed to be long term viable with the potential to be modified to provide onsite or communal microgrid components that include various energy generation sources, energy storage systems, a distribution network, a control system, and metering/billing systems
- Requirements for applicants to submit a statement of coordination with utility companies and an annual report for the operation.

As with Special Uses that include use specific standards, the requirements are largely objective and measurable, not unlike that of Limited Uses which is reviewed by the Department. Data Centers, as they have evolved, based on size and impact on the surrounding community and environment, present unique conditions with respect to their relationship to the community.[7] As such, being a Special Use, Data Centers will not only gain a public hearing at the Board of Adjustments, but will need to be evaluated based on the following additional standards:

- The use meets the requirements of Division 40.03.300 (Limited and Special Use Standards).
- The use is consistent with the Comprehensive Development Plan.
- The use is compatible with the character of the land in the immediate vicinity.
- The design minimizes the adverse effects, including visual impact on adjacent lands.
- The use minimizes adverse impacts on the environment or government services.
- The intensity of the use shall not exceed that permitted by Article 5. A lower intensity may be mandated based upon the record. [8]

These standards are combined with the Board of Adjustment's ability to establish site specific conditions and restrictions to:

- Ensure the special use is developed as presented in drawings, exhibits, and assertions made at the public hearing.
- Ensure the general purposes, goals, and objectives of the Comprehensive Development Plan and this Chapter are met.
- Prevent or minimize the adverse effects from the proposed use and development on other properties in the neighborhood, and on the public health, safety, and general welfare. [9]

The additional standards and conditions afforded by the Special Use Permit process provides a powerful motivation for developers of Data Centers to work with neighboring communities and to

[7] Section 40.31.430.A – Standards for a Special Use Permit
[8] Section 40.31.430.B – Standards for a Special Use Permit
[9] Section 40.31.431 – Conditions and Restrictions

minimize their impact, bolstered by conditions and restrictions tailored to specific sites to be sensitive and mindful of surrounding communities and environmental resources.

At the October 7 Planning Board Public Hearing, Councilman Carter discussed several changes to Ordinance 25-101 that could be included in a substitute ordinance. While the record was open, Mr. Carter submitted into the record a draft of a substitute ordinance for consideration, which included the following:

- Expands the zoning districts that allow Data Centers as a Special Use to include the Extractive Use (EX) district – Extractive uses are industrial in nature, and should a site meet the requirements set forth in Ordinance 25-101, the use would be appropriate
- Includes considerations for dB(C) as opposed to just dB(A) – This factors not just frequencies evaluated by dB(A) (representative of the sensitivity of the human ear), but also the impact of low frequency noises as evaluated by dB(C).
- Allows the Department to permit applicants to substitute alternative backup power supplies (battery and generators) if those supplies are demonstrated to be more efficient and have less of an impact on the environment.
- Requires submission of a statement of coordination with DNREC Water Allocation Program and Water Supply Coordinating Council and demonstrate the availability of sufficient water supply to meet or exceed projected water use
- Clarifies the requirement to comply with State and Federal requirements
- Sets standards for abandoning, decommissioning and financial assurances – This assures that if a facility ceases to operate for a year that either a new permitted use is established in the facility, or the restored to its predevelopment condition, assuring that as the technology and hard infrastructure needs evolve and become more efficient these sites are not left vacant.
- Sets the effective date to the date of introduction, thereby preventing applications made after its introduction from avoiding the standards specifically designed for Data Centers as a use, including in zoning districts that would not allow Data Centers as a use should the ordinance be adopted.

The Department has reviewed the Ordinance 25-101, the proposed changes in the draft substitute to the ordinance, as well as public comment (in support, opposition, and general comments). Concerns were brought in correspondence from Joseph Fitzgerald on behalf of the Delaware Contractors Association, Delaware State Chamber of Commerce, Associated Business and Contractors and New Castle County Chamber of Commerce, voiced concerns that designating Data Centers as a Special Use and including "unnecessary and unduly robust regulation" sends the wrong message. He additionally voiced opposition with the effective date being the date of Ordinance's introduction, which was echoed and expanded on by Shawn Tucker, Esq. Mr. Tucker

argues that Data Centers have been around since 1945, which he asserted expanded substantially in the 2000's (25 years ago), and that they are already regulated today, albeit as a "by-right" use in the OR, CR, BP and I (his letter omits that it is also a by-right use in the ON and CN districts).

Uses are designated as Special Uses, not to discourage the use, but **when they "present unique conditions with respect to their relationship to the community."** There are thirteen uses designated in Table 40.03.110 as Special Uses including:

Adult Uses
Agricultural Support and Other Rural Services
Airports
Composting Operations
Exterior Lighting for Outdoor Recreational Uses
Heavy Industry
Heavy Retail and Service
High Intensity Recreation
Light Industry
Major Utilities
Parking Structures
Protective Care
Retail Marijuana Stores

These uses typically include objective standards specific to the potential impact of each use, but more importantly provide the public an opportunity to evaluate the impact that the use would have adjacent communities and the consistency with the Comprehensive Plan. The Department agrees that information services and data processing (Data Centers) existed in the county, however, we would argue that the size and impact are dramatically different than early facilities or even at the early years of the internet revolution (early 2000s). While electrical consumption is not a perfect measure of total impacts (it doesn't account for environmental impacts outside of the generation and transmission of electricity) the change is proportionate. Between 2014 and 2016 the annual cumulative electrical demand from data centers was roughly 60 TWh. By 2018 the consumption had increased by more than 26% to 76TWh (1.9% of the total energy consumed in the United States). Between 2018 and 2023 cumulative electrical demand from Data Centers rose by 131.6% to 176 TWh (4.4% of all electricity consumed in the United States). This was all before the release of programs such as ChatGPT 4, Microsoft Copilot, and Google Gemini. Forecasts expect as high as 580 TWh to be needed per year to support Data Centers (about 12% of all

electric demand in the United States)[10]

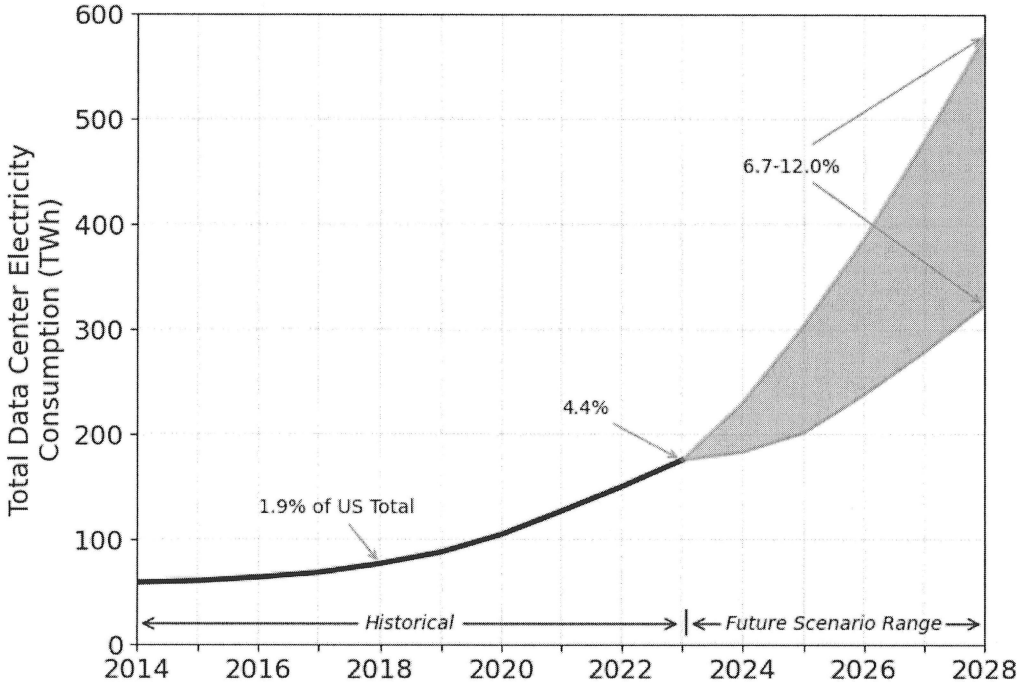

Figure ES-1. Total U.S. data center electricity use from 2014 through 2028.

These facilities typically consume roughly 50% of their electrical demand on equipment operation and 38%-40% on cooling systems.[11] Cooling systems not only consume electricity but also exchange heat to local waterbodies if not a closed loop system. It was recommended that any regulations be a product of coordination with DNREC, which the Department of Land Use concurs. Ordinance 25-101 was presented to PLUS on September 3, 2025. DNREC provided thoughtful comments and recommendations at the hearing. They also continued to work with Councilman Carter recommending additional standards which were incorporated into the Draft Substitute to Ordinance 25-101.

[10] 2024 United States Data Center Energy Usage Report, Berkley Lab Energy Analysis & Environmental Impacts Division: https://eta-publications.lbl.gov/sites/default/files/2024-12/lbnl-2024-united-states-data-center-energy-usage-report.pdf?stream=top, Accessed (10/16/2025)

[11] Data Centers and Their Energy Consumption: Frequently Asked Questions, Congressional Research Service, August 26, 2025: https://www.congress.gov/crs-product/R48646, (Accessed 10/16/2025)

Standards for Text Amendment – Section 40.31.420 of the New Castle County Code

Pursuant to Section 40.31.420 of the New Castle County Code, in determining whether a text amendment shall be recommended or approved, all the following factors shall be considered:

A. *Implementation of a new portion of the Comprehensive Development Plan.*

N/A

B. *Implementation and achievement of the Comprehensive Plan's goals and objectives.*

The changes proposed by Ordinance 25-101 will help the County achieve several important goals and objectives in the Comprehensive Plan including:

Objective 3.1 of the Comprehensive Plan:

> *Continue to ensure water services and drinkable water supply is sufficient to meet demand.*

Setting standards and defining "Closed-Loop Cooling Systems" to ensure the recycled use of water (or usage of reclaimed water) to ensure the protection, quality, and conservation of water supply to New Castle County residents. Continue to coordinate with the local water utilities to ensure minimal impact on the needs of the community.

Objective 13.2 of the Comprehensive Plan:

> *Strengthen/improve resiliency in the face of climate change threats through changes to the built environment (infrastructure, transportation, etc.) so to minimize risk and impacts to all people and communities.*

Ordinance 25-101 proposes various protections from the impacts of data center operation including but not limited to: noise, setbacks from residential zoning, lighting, water and energy usage, and emissions.

Objective 16.1 of the Comprehensive Plan:

> *Increase diversity of engagement in community planning activities of all county residents regardless of age, race, income, native language, abilities, etc.*

Ordinance 25-101 proposes to define data centers as a Special Use within industrial zoning districts requiring all proposed data center uses to seek a Special Use permit from the Board of Adjustment. This process not only ensures projects to demonstrate the standards for Special Use permits (Section

40.31.430 of the UDC), but in addition ensures an opportunity for public comment at the Board of Adjustment.

Objective 17.1 of the Comprehensive Plan:

Planning/investment decisions integrate across governments and jurisdictions

Ordinance 25-101 sets requirements that the applicant provide applicable jurisdictional approvals and permits from Local/State/Federal agencies. Applicants are to submit a statement of coordination with the local electric utility to demonstrate sufficient grid capacity, provide a statement of coordination with DNREC Water Allocation Program and Water Supply Coordinating Council to demonstrate sufficient water supply, and proof of compliance with all State and Federal requirements relating to data center impacts.

C. *Consistency with the provisions of this Chapter and the standards for similar uses.*

Large Industrial Structure Standards (Section 40.26.260 of the UDC)

Some design requirements proposed in Ordinance 25-101 are currently applied to large industrial structures such as berming, lighting standards, and noise impact. This ordinance proposes noise impacts along shared residential property lines, zero footcandle lighting requirement along residential property lines, and a minimum eight-foot berm to screen the site.

Large-scale Solar Energy System Standards (Section 40.03.337 of the UDC)

The needs and demands for data center real estate is difficult to predict with rapidly changing technology. To ensure that a developed data center site will be restored to its predevelopment condition, changes proposed in a draft substitute to Ordinance 25-101 outlines a decommissioning requirement to ensure data center developments do not create an undue impact on the surrounding community after ceasing operation unless the property owner submits a land use application to establish a new use for the site. A financial assurance is put in place prior to the issuance of a building permit to cover one hundred percent of the anticipated cost of removal in instances of site abandonment. This process is currently utilized for large-scale solar energy systems as these systems may be temporary in nature (about 10-25 years).

D. *Necessity to respond to State and/or Federal legislation.*

N/A

E. Flexibility in meeting the objectives of this Chapter.

N/A

F. Changes to conditions, interpretations, and/or clarifications to existing language for new uses.

N/A

G. Consideration of specific problems found in this Chapter.

N/A

DEPARTMENT OF LAND USE RECOMMENDATION

The Department of Land Use has considered the Standards for Text Amendment in Section 40.31.420 of the New Castle County Code and comments received from other agencies and the public. Based on this analysis, the Department recommends **Conditional Approval** of Ordinance 25-101 with the condition that County Council considers the proposed changes in the draft substitute to Ordinance 25-101.

PLANNING BOARD RECOMMENDATION

At a business meeting held on October 21, 2025, the Planning Board considered the recommendation provided by the Department of Land Use as well as comments from outside agencies and the public. On a motion made by Mr. Cantrell and seconded by Ms. Visvardis, the Board voted to recommend **CONDITIONAL APPROVAL** of Ordinance 25-101 as subject to the condition recommended by the Department of Land Use. The motion was adopted by a vote of 6-1-0-1 (In Favor:, Cantrell, Daigle, Drake, Ott, Snowden,Visvardis; In Opposition: Cochran; Abstention: None; Absent: Gray).

Prior to the vote, there were no comments or questions by Planning Board members.

STATUTORY GUIDELINES

In the phraseology of 9 Delaware Code Section 2603(a), the Department finds that this text amendment promotes the convenience, order and welfare of the present and future inhabitants of this State.

10/21/25
David M. Culver date
General Manager
Department of Land Use

10/21/25
Robert Snowden date
Acting Chair
Planning Board