

**Charter and Ordinance Review Committee  
Meeting Minutes  
May 14, 2015**

The Bethany Beach Charter and Ordinance Review Committee held a meeting on Thursday, May 14, 2015 at 9:00 a.m. in the Town Meeting Room.

Members present: Chuck Peterson, who presided; Carol Brigleb; Mary Sue Forestieri; Rosemary Hardiman; Lonny Moore and Margaret Young.

Absent members: Mike Boswell

Also present: Lisa Kail, Administrative Assistant/Town Clerk and interested members of the public.

Call to Order

Mr. Peterson called the meeting to order at 9:00 a.m.

Approval of Agenda

Ms. Brigleb made a motion to approve the agenda. The motion was seconded by Ms. Young and unanimously approved.

Approval of the Minutes from the April 16, 2015 meeting

Ms. Forestieri made a motion to approve the minutes. Seconded by Ms. Hardiman, the motion was unanimously approved.

Discussion on Proposed Bethany Beach Lighting Code

Ms. Hardiman explained why this issue is being reviewed.

The members reviewed two (2) draft ordinances. The definition of “footcandle” that was used in one of the ordinances was not clearly understood and the members felt that a different way of measuring light should be used.

A discussion ensued about the need to include a provision for nuisance lighting and complaints regarding lighting. It was agreed that for lighting to be considered a nuisance, it must be so obvious that Code Enforcement could address the problem during the day. It was noted that this ordinance would not be enforced daily, it the regulations need to be included in the Town Code.

Ms. Brigleb stated that the light pole is a significant health factor. She added that there are many articles published regarding light pollution negatively affecting human and the environment.

Mr. Peterson stated the following revisions need to be made to the Whitepaper:

- 1.) Page 2, under ‘Lighting Standards’: “Our” should be “or”.
- 2.) ‘Non-Conforming Lighting’ under Item ‘4’: Add “Safety hazard or nuisance”

Ms. Brigleb asked for clarification of the relationship between 'conforming' and 'nuisance', adding that the lighting could be conforming and also a nuisance. Mr. Peterson explained that that if the exterior light is not spilling over onto a neighboring property, then it is not defined as being a nuisance.

Mr. Moore pointed out that most people are not aware that the exterior spotlights on their property are conforming.

Mr. Peterson is going to draft a Whitepaper that includes the changes listed above. Ms. Hardiman will also check to verify the definition of 'nuisance'. Mr. Peterson will then ask the Building Inspector, Susan Frederick, to review the definition and Whitepaper.

The Committee will review the draft Whitepaper at the next meeting.

#### Motion to Adjourn

Ms. Forestieri made a motion to adjourn the meeting. Mr. Moore seconded the motion and it was unanimously approved.

The next meeting is scheduled for June 18, 2015 at 9:00 a.m.