AGENDA FOR THE TOWN MEETING
October 10, 2016
7:00 p.m.

Red Indicates – Action Item
Green Indicates – Ordinance Introduction
Blue Indicates – Link to Additional Information

PLEDGE TO THE FLAG

CALL TO ORDER

CONSENT AGENDA

- Financial Statements

PERSONAL REQUESTS FOR AGENDA:

- *Patty Hurwitz – Hurwitz Breast Cancer Fund*

UNFINISHED BUSINESS:

- Resolution 16-01 – Tap Fee Increase
- Discussion of Solicitation Permit Requirement
- Discussion of Possible Annexation of Memar Property – 93.93AC
- Schedule of Public Hearing – Ordinance 16-10-01 Sign Regulations Amendment

REPORT OF COMMITTEES:

Water/Sewer	Commissioner Falcinelli
Public Works	Commissioner Bussard
Planning Commission Liaison	Commissioner Catania
Parks & Recreation	Commissioner Goodman
Public Information Committee	Commissioner Falcinelli

NEW BUSINESS:

- Closure of Drinking Fountains at Dog Park and Wiles Branch Park – October 15th
- Closure of Bathrooms at Memorial Park – November 4th
- Introduction of Ordinance 16-10-02 – Sale of Town Property
- Sustainability Committee Chairmanship
- Discussion of Additional Work to the West Green Street Improvements Project
  - Paving of the Entire Width of Willow Street
  - Paving of Municipal Center Parking Lot

PUBLIC COMMENTS:

ANNOUNCEMENTS:

- *Scarecrow Decorating Contest & Walk – October 22, 2016 – Main Street*
- *Color Me Autumn Festival – October 22, 2016 – Middletown Community Park*
- *Middletown Halloween Parade – October 29, 2016 at 5:00PM*

ADJOURNMENT

DRAFT

Town of Middletown
Statement of Revenue & Expenditures
General Fund
Fiscal Year 2017
For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
REVENUE			
LOCAL TAX			
Real Property	$ 1,228,459	$ 739,238	$ (489,221)
Tangible Personal Property	37,108	13,292	(23,816)
Public Utilities	12,841	(1)	(12,842)
Franchise (Cable)	49,940	1	(49,939)
Penalties & Interest	10,357	(1)	(10,358)
	$ 1,338,705	$ 752,529	$ (586,176)
STATE SHARED TAX			
Admission & Amusement	$ 22,500		$ (22,500)
Highway Gasoline & Licenses	162,421		(162,421)
	$ 184,921		$ (184,921)
COUNTY SHARED TAX			
Income Taxes	$ 834,937	$ 71,062	$ (763,875)
Tax Equity Grant	566,687	141,672	(425,015)
	$ 1,401,624	$ 212,734	$ (1,188,890)
LICENSES AND PERMITS			
Beer, Wine and Liquor	$ 1,950		$ (1,950)
Business / Traders	4,900	28	(4,872)
Planning / Zoning Fees	20,191	1,225	(18,966)
	$ 27,041	$ 1,253	$ (25,788)
PARKS AND RECREATION			
Pavillion Fees	$ 1,900	$ 984	$ (916)
	$ 1,900	$ 984	$ (916)
POLICE PROTECTION			
State Grant	$ 26,187		$ (26,187)
	$ 26,187		$ (26,187)
MISCELLANEOUS			
Community Events			
Parking Citations			
Bank Shares Grant	2,500		(2,500)
Miscellaneous & Donations	5,000	2,613	(2,387)
	$ 7,500	$ 2,613	$ (4,887)
OPERATING REVENUES	**$ 2,987,878**	**$ 970,113**	**$ (2,017,765)**
State Grants & Interest	$ 42,842	$ 70	$ (42,772)
TOTAL REVENUE	**$ 3,030,720**	**$ 970,183**	**$ (2,060,537)**

Printed: October 6, 2016

Town of Middletown
Statement of Revenue & Expenditures
General Fund
Fiscal Year 2017
For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
EXPENDITURES			
LEGISLATIVE			
Commissioner's Salary	$ 15,600	$ 2,600	$ (13,000)
Communications	3,480	729	(2,751)
Dues & Subscriptions	7,400	6,763	(637)
Office Supplies & Exp	3,600	428	(3,172)
Advertising	750		(750)
Meetings & Conventions	9,000	3,816	(5,184)
	$ 39,830	$ 14,336	$ (25,494)
EXECUTIVE			
Burgess Salary	$ 10,200	$ 1,700	$ (8,500)
	$ 10,200	$ 1,700	$ (8,500)
ELECTION			
Clerk Fees			
Other Administrative Expenses			
GENERAL SERVICES			
ADMINISTRATION			
Administrative Salary	$ 247,131	$ 54,907	$ (192,224)
Postage & Printing	200	63	(137)
Communications	6,977	1,647	(5,330)
Computer Expenses	28,400	6,715	(21,685)
Office Supplies & Exp	26,000	5,960	(20,040)
Office Maintenance	13,400	4,864	(8,536)
Dues & Subscriptions	150		(150)
Professional Services	4,600	1,088	(3,512)
Meetings & Conventions	100		(100)
Water and Sewer Grant			
	$ 326,958	$ 75,244	$ (251,714)
OPERATIONS			
Maintenance Capital Outlay			
Vehicle Capital Outlay			
Director Salary	97,355	40,603	(56,752)
Maintenance Salary	126,742	5,102	(121,640)
Communications	9,000	1,747	(7,253)
Supplies & Expenses	17,000	4,341	(12,659)
Dues & Meetings			
Landscaping/Beautification			
Maintenance & Repairs	21,633	4,528	(17,105)
Tools & Equipment	500	1,840	1,340
	$ 272,230	$ 58,161	$ (214,069)

Town of Middletown
Statement of Revenue & Expenditures
General Fund
Fiscal Year 2017
For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
PROFESSIONAL SERVICES			
Independent Accounting	$ 16,000		$ (16,000)
Legal - Development			
Legal - Ordinances	7,796		(7,796)
	$ 23,796		$ (23,796)
PLANNING & ZONING			
Salary & Fees	$ 51,872	$ 9,835	$ (42,037)
Other Expenses	3,207	518	(2,689)
	$ 55,079	$ 10,353	$ (44,726)
MAIN STREET PROGRAM			
Manager Salary	$ 43,680	$ 10,519	$ (33,161)
Town Contribution	10,000	10,000	
	$ 53,680	$ 20,519	$ (33,161)
PUBLIC SAFETY			
Fire Dept. Donation	$ 20,000		$ (20,000)
School Crossing Guards	15,758	764	(14,994)
Community Deputy Program	401,611		(401,611)
	$ 437,369	$ 764	$ (436,605)
SANITATION & WASTE REMOVAL			
Resident Trash & Yard Waste	$ 273,888	$ 68,135	$ (205,753)
RECREATION AND CULTURE			
Park Salary	34,807	17,025	(17,782)
Park Electric	2,358	257	(2,101)
Maintenance & Repairs	26,450	13,342	(13,108)
Mowing	26,215	10,476	(15,739)
Remsberg Park - Interest	11,320	3,075	(8,245)
Remsberg Park - Principal	112,230	27,813	(84,417)
	$ 213,380	$ 71,988	$ (141,392)

Town of Middletown

Statement of Revenue & Expenditures

General Fund

Fiscal Year 2017

For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
HIGHWAYS AND STREETS			
Salary	$ 48,841	$ 23,948	$ (24,893)
Street Lighting	161,916	13,773	(148,143)
Storm Water Management	7,800	3,412	(4,388)
Snow Removal	75,000		(75,000)
Repairs & Resurfacing	67,195	2,635	(64,560)
Signs	6,200	647	(5,553)
Truck Repair & Operation	48,600	2,996	(45,604)
Equipment Repairs & Ops	10,000	34	(9,966)
Mowing	32,696	11,264	(21,432)
Interest	60,927		(60,927)
East Green St - Principal	12,500		(12,500)
West Green St - Principal	65,960		(65,960)
Case Loader - Principal	15,158	14,005	(1,153)
	$ 612,793	$ 72,714	$ (540,079)
OTHER EXPENSES			
MT Historical Society - CIP	$ 5,000	$ 5,000	
Donations	100		(100)
Travel - Mileage	4,578	118	(4,460)
Community Events	30,250	(2,772)	(33,022)
Payroll Taxes	56,578	11,997	(44,581)
Insurance - Property	14,064	3,548	(10,516)
Insurance - Employee	123,164	23,716	(99,448)
Retirement/Pension	75,062	3,619	(71,443)
Web Page & Directory	1,400		(1,400)
Real Estate Taxes	1,242	800	(442)
Bond Issuance Costs			
Other	3,500	340	(3,160)
	$ 314,938	$ 46,366	$ (268,572)
TOTAL EXPENDITURES	**$ 2,634,141**	**$ 440,280**	**$ (2,193,861)**
INCOME (LOSS) Exc. Cash Reserves	**$ 396,579**	**$ 529,903**	**$ 133,324**
CASH RESERVES	**$ 936,787**	**$ 698,292**	**$ (238,495)**
SURPLUS / (DEFICIT)	**$ 1,333,366**	**$ 1,228,195**	**$ (105,171)**

Printed: October 6, 2016

Town of Middletown
CIP Funds & Expenditures
General Fund
Fiscal Year 2017
For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
OPERATING REVENUE			
Revenue	$ 2,987,879	$ 970,113	$ (2,017,766)
OPERATING EXPENSES			
Expenses	2,634,141	440,280	(2,193,861)
OPERATING SURPLUS (LOSS)	**$ 353,738**	**$ 529,833**	**$ 176,095**
OTHER FUND			
POS - Development	$ 40,500		$ (40,500)
West Green Street Loan	2,320,500	1,000,000	(1,320,500)
RETAINED EARNINGS	297,275		(297,275)
Interest	2,342	70	(2,272)
Other	32,000		(32,000)
TOTAL OTHER FUNDS	$ 2,692,617	$ 1,000,070	$ (1,692,547)
TOTAL FUNDS AVAILABLE	**$ 3,046,355**	**$ 1,529,903**	**$ (1,516,452)**
CIP PROJECTS & PURCHASES			
West Green St Improvements	$ 2,253,056	$ 750,442	$ (1,502,614)
SHA Streetscape Lighting	175,000		(175,000)
Broad Street Road Construction	40,000		(40,000)
SWM Fence Replacements	34,997		(34,997)
Locust Blvd/Ct Road Construction	415,000		(415,000)
Pedestrian Safety - Franklin St.	85,000		(85,000)
Remsberg Park - Walking Trail an	45,000	7,113	(37,887)
Memorial Park Playground Replace	74,000		(74,000)
250th Celebration	58,000		(58,000)
Municipal Center Kitchen	8,000		(8,000)
Municipal Boiler Replacment	30,000		(30,000)
Edco Scarifier Pavement	4,300		(4,300)
Backhoe Replacement	15,200	7,361	(7,839)
Computer Replacements	5,400		(5,400)
Total CIP Costs	**$ 3,242,953**	**$ 764,916**	**$ (2,478,037)**
OPERATING & CIP SURPLUS (LOSS)	$ (196,598)	$ 764,987	$ 961,585
Cash Reserves	$ 936,787	$ 698,292	$ (238,495)
TOTAL CASH SURPLUS	**$ 740,189**	**$ 1,463,279**	**$ 723,090**

Printed: October 6, 2016

Town of Middletown
STATEMENT OF REVENUE and EXPENDITURES
WATER & SEWER
Fiscal Year 2017
For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
REVENUE			
Water Revenue	$ 577,350	$ 159,932	$ (417,418)
Sewer Revenue	577,015	159,401	(417,614)
Penalties/Reconnects	21,950	3,311	(18,639)
Rain Barrel Sales	1,000		(1,000)
General Fund Grant/Misc			
TOTAL OPERATING REVENUE	**$ 1,177,315**	**$ 322,644**	**$ (854,671)**
EXPENDITURES			
ADMINISTRATIVE			
Office Salaries	$ 45,134	$ 9,124	$ (36,010)
Communications	11,513	2,304	(9,209)
Postage	9,558	8,013	(1,545)
Office Supplies/Expense	12,600	1,288	(11,312)
Legal - Other	2,000		(2,000)
Meetings & Seminars	500		(500)
Advertising	500	559	59
Uniforms	3,925	708	(3,217)
Dues/Subscrip/Certifications	500		(500)
Travel	200		(200)
Payroll Taxes	23,600	5,213	(18,387)
Insurance - Prop. & Liability	8,500	2,171	(6,329)
Insurance - Workers Comp	8,718	815	(7,903)
Insurance - Health	52,831	8,669	(44,162)
Retirement/Pension	28,448	1,001	(27,447)
Real Estate Taxes	292	292	
Rain Barrel/Educational Programs	2,000		(2,000)
Waterline / I & I Loans	6,908	32,497	25,589
Bond Issuance Costs			
Sub-Total	$ 217,727	$ 72,654	$ (145,073)
Vehicles & Equipment			
2016 Truck (Pearl)	$ 3,700		$ (3,700)
2008 Truck (Darner)	3,700		(3,700)
2012 Truck (Miller)	3,700		(3,700)
2013 Truck (Whitney)	3,700		(3,700)
2015 Meter Van (Hightman)	3,700	290	(3,410)
Misc Equipment			
Bobcat Mini-Excavator	1,050		(1,050)
Case Backhoe	6,050	273	(5,777)
Sub-Total	$ 25,600	$ 563	$ (25,037)

Town of Middletown
STATEMENT OF REVENUE and EXPENDITURES
WATER & SEWER
Fiscal Year 2017
For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
WATER			
Salaries	$ 139,545	$ 32,763	$ (106,782)
Water Distribution System			
Supplies	3,572	153	(3,419)
Repairs & Maintenance	52,450	3,360	(49,090)
Water Line Break Repairs	5,000		(5,000)
Chemicals	500		(500)
Tools & Equipment	3,874		(3,874)
Sub-Total	$ 65,396	$ 3,513	$ (61,883)
Water Plant/Reservoir/Booster/Tower/BS Wellhouse			
Electric	$ 20,150	$ 19,684	$ (466)
Supplies	2,000		(2,000)
Repairs & Maintenance	31,700	346	(31,354)
Chemicals	23,943	5,742	(18,201)
Tools & Equipment	2,400		(2,400)
Testing & Analysis	12,988	1,413	(11,575)
Sub-Total	$ 93,181	$ 27,185	$ (65,996)
Abandoned Well Costs		$ (1)	$ (1)
TOTAL WATER EXPENSES	**$ 298,122**	**$ 63,460**	**$ (234,662)**
SEWER			
Salaries	$ 121,920	$ 27,981	$ (93,939)
Sewer Collection System			
Cone Branch PS	18,500	1,679	(16,821)
Brookridge South PS	9,735	399	(9,336)
Foxfield PS	6,500	645	(5,855)
Sanitary Sewerlines & Manholes	25,000	76	(24,924)
I & I Accrual	75,000	18,750	(56,250)
Sub-Total	$ 134,735	$ 21,549	$ (113,186)

Town of Middletown
STATEMENT OF REVENUE and EXPENDITURES
WATER & SEWER
Fiscal Year 2017
For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
Wastewater Treatment Plants			
East Wastewater Treatment Plant			
Electric	$ 29,647	$ 1,202	$ (28,445)
Supplies	5,802		(5,802)
Repairs & Maintenance	35,800	722	(35,078)
Chemicals	40,844	4,140	(36,704)
Tools & Equipment	5,573		(5,573)
Testing & Analysis	34,187	5,092	(29,095)
Sludge Hauling Expense	60,000	9,992	(50,008)
Sub-Total	$ 211,853	$ 21,148	$ (190,705)
West Wastewater Treatment Plant			
Electric	$ 23,084	$ 896	$ (22,188)
Supplies	2,500	898	(1,602)
Repairs & Maintenance	6,050	855	(5,195)
Chemicals	61,258	14,690	(46,568)
Tools & Equipment	1,000	484	(516)
Testing & Analysis	10,459	2,077	(8,382)
Sludge Hauling Expense	22,650	4,313	(18,337)
Sub-Total	$ 127,001	$ 24,213	$ (102,788)
TOTAL SEWER EXPENSES	**$ 595,509**	**$ 94,891**	**$ (500,618)**
TOTAL WATER/SEWER EXPENSES	**$ 1,136,958**	**$ 231,568**	**$ (905,390)**
CONTINGENCY FUND - 3.5%	**$ 39,794**	**$ 8,105**	**$ (31,689)**
ADJUSTED WATER/SEWER EXPENSES	**$ 1,176,752**	**$ 239,673**	**$ (937,079)**
NET INCOME (LOSS)	**$ 563**	**$ 82,971**	**$ 82,408**

Town of Middletown

CIP FUNDS and EXPENDITURES

WATER & SEWER

Fiscal Year 2017

For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
FUNDING SOURCES			
Operating Revenue	$ 1,177,315	$ 322,644	$ (854,671)
Operating Expenses	1,203,662	231,568	(972,094)
OPERATING INCOME (LOSS)	**$ (26,347)**	**$ 91,076**	**$ 117,423**
Cash Reserves	$ 251,799	$ 251,799	
Debt Service Fee - New Homes	139,000	35,300	(103,700)
Capital Improvement Fees	149,298	37,241	(112,057)
Inflow & Infiltration - Reserve A	75,000	75,000	
Improvement/Tap Fees	710,000	204,200	(505,800)
Water Tower & Land Leases	192,028	49,530	(142,498)
Main Street Waterline Loan	2,895,000	2,895,000	
TOTAL OTHER REVENUE	**$ 4,412,125**	**$ 3,548,070**	**$ (864,055)**
TOTAL FUNDS AVAILABLE	**4,385,778**	**3,639,146**	**(746,632)**
DEBT SERVICE COSTS			
Principal Payments			
MVB Line of Credit	$ 200,000		$ (200,000)
CDA - Water Tower	107,000		(107,000)
MDE - East WWTP	210,349		(210,349)
Main Street Waterline & Reservoi	127,200		(127,200)
Interest - All Loans	217,561	5,894	(211,667)
TOTAL DEBT SERVICE COSTS	**$ 862,110**	**$ 5,894**	**$ (856,216)**
WATER & SEWER PROJECTS			
CIP - Main Street Waterline - Con	$ 2,895,000		$ (2,895,000)
CIP - Fluoride Systems	8,000	9,951	1,951
CIP - Welll Field Restoration	125,000	3,410	(121,590)
CIP - Scada Control System	310,000		(310,000)
CIP - Booster Station Pump Bypass	25,000		(25,000)
CIP - Fire Hydrant Elm & Washingt	8,000		(8,000)
Water Meter Purchases	65,250	19,595	(45,655)
CIP - West WWTP - Curtain Replace	60,000		(60,000)
CIP - West WWTP - Chemical Storag	15,000		(15,000)
CIP - East WWTP Bar Screen Refurb	40,000		(40,000)
CIP - East WWTP - Influent Flume	16,000		(16,000)
CIP - Inflow & Infiltration	75,000		(75,000)
Brookridge PS Vault Magmeter	11,000		(11,000)
Brookridge PS - 3 Phase VFD	25,000		(25,000)

Town of Middletown

CIP FUNDS and EXPENDITURES

WATER & SEWER

Fiscal Year 2017

For the 3 Months Ended September 30, 2016

	ANNUAL BUDGET	YTD ACTUAL	OVER (UNDER) BUDGET
Cone Branch PS - New Pumps	$ 31,000		$ (31,000)
TOTAL WATER & SEWER PROJECTS	**$ 3,709,250**	**$ 32,956**	**$ (3,676,294)**
TOTAL CIP COSTS	**$ 4,571,360**	**$ 38,850**	**$ (4,532,510)**
TOTAL FUNDS REMAINING	**$ (185,582)**	**$ 3,600,296**	**$ 3,785,878**

RESOLUTION NO. 16-01

A RESOLUTION TO AMEND TITLE 13, CHAPTER 12, SECTION 13.12.050 OF THE MIDDLETOWN MUNICIPAL CODE TO INCREASE THE AMOUNT OF THE CONNECTION FEES FOR CONNECTING TO THE WATER AND SEWER SYSTEM OF THE TOWN.

SECTION I. BE IT RESOLVED AND ENACTED by the Burgess and Commissioners of Middletown that Title 13, Chapter 12, Section 13.12.050 of the Middletown Municipal Code be, and hereby is, amended as follows. Material being deleted is designated by being ~~[in brackets and stricken through.]~~ New material is designated by being in **BOLD CAPITAL LETTERS OR NUMBERS:**

Title 13 – Public Services

Chapter 13.12 - Water and Sewer Fees and Charges

13.12.050 - Connection fees.

A. Any landowner, developer, or applicant applying for a connection to the town's water and sewer system shall pay to the town the following fees at the time of the application and before any connection may be made:

Water connection fee	~~[$ 7,000.00]~~	**$ 9,000.00**
Sewer connection fee	~~[$ 7,000.00]~~	**$ 9,000.00**
Improvement fee	$ 6,000.00	
Total	~~[$ 20,000.00]~~	**$ 24,000.00**

B. *{Unchanged}*

SECTION II. **BE IT FURTHER RESOLVED** that this Resolution shall take effect twenty (20) calendar days following its approval by the Burgess and Commissioners.

INTRODUCED ON THE _____ DAY OF _____, 2016

PASSED ON THE _____ DAY OF _____, 2016

EFFECTIVE DATE: _____, 2016

ATTEST:

BURGESS AND COMMISSIONERS OF MIDDLETOWN

_____
Andrew J. Bowen, Town Administrator

By:_____
John D. Miller, Burgess

Solicitation in Middletown

Conflict between the first amendment right to freedom of speech of the solicitor and the 4th amendment right of privacy of our town residents is the crux of the issue.

We asked the Maryland Municipal League for advice on how other towns have dealt with this issue. The Town has also investigated this issue previously.

Most municipal codes have some requirements and restrictions on door-to-door solicitation. Below is a summary of what most codes have in common:

A permit to come into the town to solicit or sell a product is required—and it is required in Middletown. Ours is more passive in that we receive a phone call notifying us of the upcoming door-to-door sales event and we require the names of those soliciting and how many days they will be in town soliciting.

Most towns also **set a time limit on the sales**. We could limint the times they can solicit and the number of days. This would prevent the sales from taking place after dark.

Identify the solicitors as being sanctioned by the Town by requiring that a **badge is issued by the town to each individual solicitor and must be worn** during the sales event.

Some towns require that a **permit to solicit be purchased** before the sales begin. Since many of these slae are for non-profits it may work to use the fee as a "security deposit". That is to say, if there are no violations then the deposit is returned. If there are complaints or violations then the fee is retained by the Town.

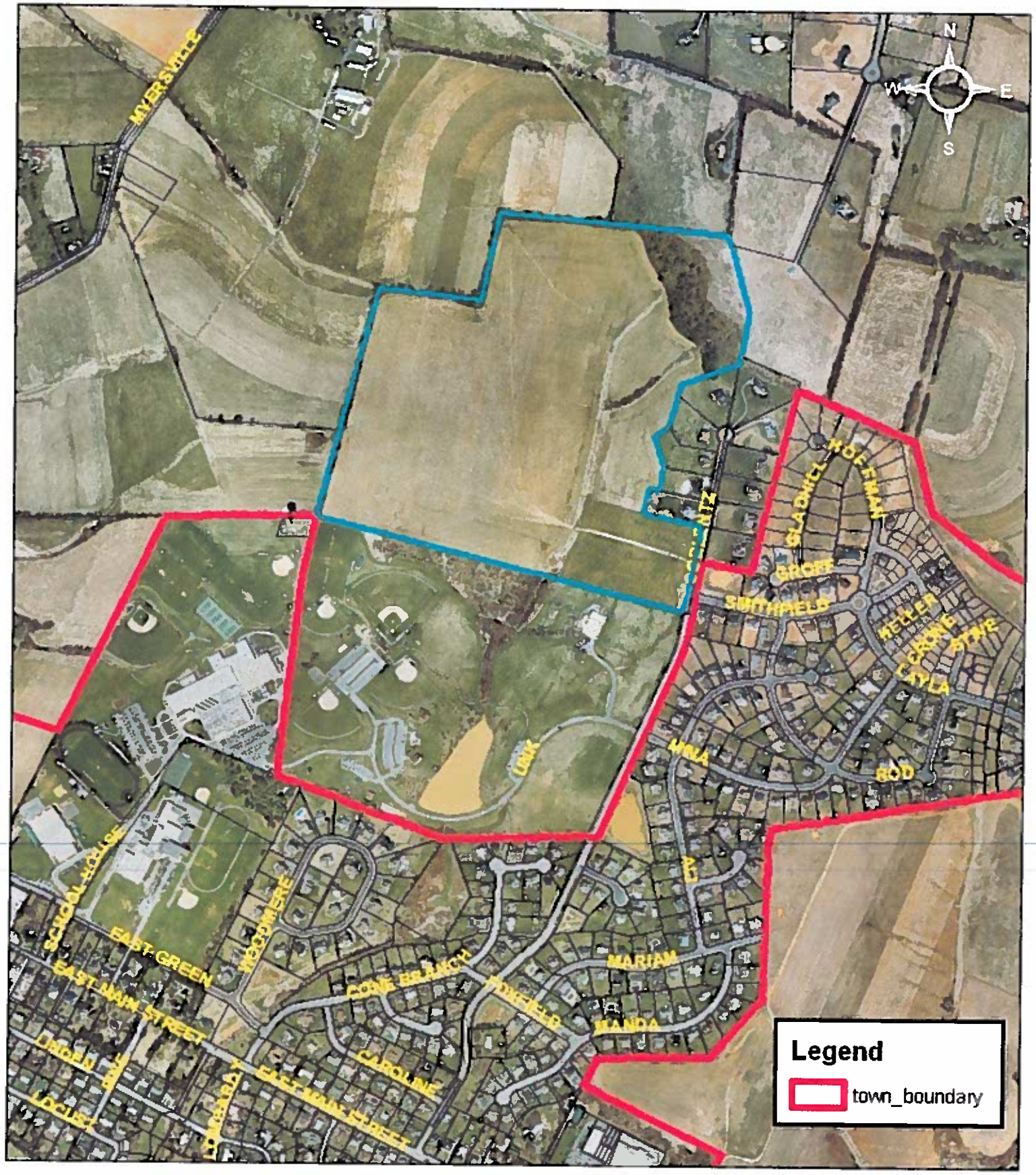
Any resident has the option to **post a "No Solicitation" sign in their yard or on their door or in a window** that is visible to anyone approaching the residence.

Some common penalties for violating the municipal code and its established rules included:

Revoking the right to conduct solicitations in the town for anywhere from 6 months up to 1 year, or more.

A fine is issued or "permit deposit" retained.

Take the company to court for a violation of municipal code. This is more practical in towns/cities with their own courts.



MEMAR (Admar) Annexation Request Location Map

ORDINANCE NO. 16-10-01

AN ORDINANCE TO AMEND TITLE 17, CHAPTER 17.36, SECTION 17.36.140 OF THE MIDDLETOWN MUNICIPAL CODE TO REVISE THE EXEMPTION STANDARDS FOR SIGNS LOCATED ON BALLFIELDS AND SPORTS COMPLEXES.

SECTION I. BE IT ORDAINED AND ENACTED by the Burgess and Commissioners of Middletown that Title 17, Chapter 17.36, Section 17.36.140 of the Middletown Municipal Code be, and hereby is, amended as follows. Language being deleted is designated by being ~~[in brackets and stricken through.]~~ New language is designated by being in **BOLD CAPITAL LETTERS OR NUMBERS:**

Title 17 – Zoning

Chapter 17.36 Signs

17.36.140 - Exempt signs.

A sign permit shall not be required for the following signs; provided, however, that all such signs shall comply with the other applicable requirements of this chapter:

A. – D. *{Unchanged}*

E. Ballfield/sports complex signs and scoreboards ~~[that face the inside of a playing field]~~ **WHICH ARE LOCATED WITHIN THE IMMEDICATE VICINITY OF THE PLAYING FIELD OR THE SURROUNDING SPORTS COMPLEX; PROVIDED, HOWEVER, THAT THE TEXT, PICTURE, OR OTHER GRAPHIC ON SUCH SIGNS SHALL NOT VISIBLE TO PERSONS ON PROPERTY WHICH IS USED FOR RESIDENTIAL**

PURPOSES UNLESS SUCH SIGN IS AT LEAST 100 FEET FROM THE CLOSEST BOUNDARY OF SUCH RESIDENTIALLY-USED PROPERTY.

F. *{Unchanged}*

SECTION II. BE IT FURTHER ENACTED AND ORDAINED that this Ordinance shall take effect twenty (20) calendar days following its approval by the Burgess and Commissioners.

INTRODUCED ON THE _____ DAY OF _____, 2016

PASSED ON THE _____ DAY OF _____, 2016

EFFECTIVE DATE: _____, 2016

ATTEST:

BURGESS AND COMMISSIONERS OF MIDDLETOWN

By:_____

_____
Andrew J. Bowen, Town Administrator

John D. Miller, Burgess