SAFETY ADVISORY AND TRANSPORTATION COMMITTEE

A G E N D A

November 28, 2006 - 6:00 P.M. - Council Chambers - City Hall - City of Dover

Public comments are welcomed on any item and will be permitted at appropriate times. When possible, please notify the City Clerk (736-7008 or e-mail at Tmcdowell@dover.de.us) should you wish to be recognized.

AGENDA ADDITIONS/DELETIONS

1. Briefing on Status of Area Transportation Projects *(Juanita Wieczoreck)*
   A. DelDOT Mega Traffic Study (SR1/Route 8 and East Dover Housing Development Projects)
   B. West Dover Connector
   C. Traffic Signal at Greenway Lane and Kenton Road
   D. South Governors Avenue Improvements
   E. Signalization Project
   F. Wyoming Mill Road Project

2. Proposed Ordinance Amendment - Maintaining a Known Hazzard

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THE AGENDA ITEMS AS LISTED MAY NOT BE CONSIDERED IN SEQUENCE. THIS AGENDA IS SUBJECT TO CHANGE TO INCLUDE THE ADDITION OR THE DELETION OF ITEMS, INCLUDING EXECUTIVE SESSIONS.

Dover/Kent County Metropolitan Planning Organization
Project Status Report - Dover Area Projects

Project	Projected Cost (X1,000)	Design	ROW acquisition	Construction	Comments
Arterials					
SR 1/SR 9 Intersection Improvements	**$12,573**	In design; semi-final plans are near completion	ROW acquisition may begin Spring of 2007	Could be advertised in Fall of 2007; Construction could begin Spring of 2008	Design is being done in-house. Funding has been authorized for Design and ROW acquisition.
Governors Avenue Corridor Improvements	**$17,080**	In final design	In ROW acquisition; need to acquire approximately 75 parcels	Scheduled to start construction in the Spring of 2008; utility work could begin in the Winter of 2007/2008.	Funding has been authorized for PE, ROW and Construction. Another public workshop is being considered.
Loockerman Street/Forest St. Transportation Enhancement	**$4,200**	Project development is complete, but design has not been started. Design is anticipated to be funded and begin in FY 2008.			Project is on hold until additional funds are programmed
SR 8/SR 15 Safety Improvement	**$600**	Being designed in-house.	No ROW acquisition is anticipated.	Project is anticipated to be advertised in the Fall of 2007 with construction beginning in the Spring of 2008.	
US 13 Pedestrian Improvements - DSU to Denneys Road	**$1,100**	Project development is complete, but design has not been started.			Work cannot progress beyond project development until additional funds are programmed.
Total	**$35,553**				
Collectors					
West Dover Connector	**$51,471**	Detailed civil engineering and environmental studies are being done for the retained build alternatives. Anticipate selection of a preferred alternative in calendar year 2007.			Funding has been authorized for PE/Design and ROW acquisition.
Wyoming Mill Road Realignment	**$1,875**				All funding has been authorized. Project is being completed through a developer agreement.
Total	**$53,346**				

Dover/Kent County Metropolitan Planning Organization
Project Status Report - Dover Area Projects

Project	Projected Cost (X1,000)	Design	ROW acquisition	Construction	Comments
Locals					
Clarence St. Extension	**unknown**	Project development is in progress.			Project is being managed by the City of Dover.
Other					
DuPont Manor Drainage Improvements	**$923**	Being designed in-house.		Scheduled to be advertised in the Summer of 2007 with construction in the Fall of 2007.	No additional funding authorized in the FY 2007 Bond Bill.
St. Jones River Greenway - Capital Park to DE 10	**$718**			Contract awarded; construction should start the Winter of 2006.	
Total	**$1,641**				
Grand Total	**$90,540**				

ACTION FORM

PROCEEDING: Safety Advisory & Transportation Committee	**AGENDA ITEM NO.: 2**
DEPARTMENT OF ORIGIN: Planning & Inspections (Fire Marshal)	**DATE SUBMITTED**: Nov 6, 2006
PREPARED BY: David Truax Fire Marshal	
SUBJECT: Maintaining a Known Fire Code Violation or Hazard	
REFERENCE: N/A	
RELATED PROJECT: N/A	
APPROVALS: N/A	
EXHIBITS: N/A	
EXPENDITURE REQUIRED: $	**AMOUNT BUDGETED**: $
FUNDING SOURCE (Dept./Page in CIP & Budget): N/A	
TIMETABLE:	
RECOMMENDED ACTION: Adoption of Ordinance by January of 2007	

BACKGROUND AND ANALYSIS

The proposed ordinance amendment would provide the Fire Marshal with a means to take corrective action when property owners and/or tenants have been made aware of fire code violations and continue to maintain the hazard or violation. It will also help to insure that violations do not go uncorrected for long periods of time, and to make it more costly to pay the fine than to fix the violations. The proposed amendment was prepared with the assistance of Deputy City Solicitor Pepper.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IN COUNCIL MET:

That Chapter 46, Article I, be amended by adding Section 46-8, as follows:

Sec. 46-8 Maintaining a Know Violation or Hazard

a. Any person is guilty of maintaining a known violation or hazard if,

(1) after having been informed in writing by a code enforcement officer of a violation of the fire code, property maintenance code, a city ordinance, or state law existing on property he or she owns or occupies, he or she fails to correct the said violation;

(2) if he or she causes or knows of a cause that would prohibit a fire protection system from functioning as designed;

(3) if he or she causes or knows of a cause that would interfere with any occupant's egress from a building; or

(4) he or she engages in any act written or verbal that obstructs, delays, hinders or interferes with the operations of the fire department during an emergency.

a. For the purposes of this section,

(1) "code enforcement officer" shall include fire marshals, police officers, and inspectors employed by the City.

(2) "fire protection system" shall include any electronic or mechanical system designed and installed to detect and alert, suppress, or seal off
smoke and fire from the occupants of a building.

(3) "emergency" shall mean any situation where the Dover Fire Department or any assisting fire department is called to perform firefighting, rescue, or life saving operations within the limits of the City.

ADOPTED: *