



June 2023

### Ready in 6

- [HB101](#) (Expedited Review)
  - This is currently being proposed to be a pilot project added to the epilogue language. In this pilot project each county will receive two projects with DeIDOT for expedited review of entrance permits. Kent and Sussex County will receive two projects with DNREC to review Sediment and Stormwater Expedited Review. However, New Castle County will not be receiving a similar projects for Sediment and Stormwater Expedited Review as per request by the New Castle County Executive Office.
  - We've reached out to the County Executive Office to request a change of position. If you'd like to share support for New Castle County to be included in the DNREC pilot projects for Sediment and Stormwater Expedited Review, please e-mail [Matthew.Meyer@newcastlede.gov](mailto:Matthew.Meyer@newcastlede.gov) and [Charuni.Patibanda@newcastlede.gov](mailto:Charuni.Patibanda@newcastlede.gov).
- [HB102](#) (temporary construction entrance permits) and [HB104 w/HA 1](#) (PLUS process bill) will be signed by Governor Carney next week. Thank you for everyone's support in sending e-mails and making phone calls to help move this legislation forward!
- [HB103](#) (Traffic Impact Fees) pending

### New Castle County Ordinances

- Ordinance 22-135 (Moratorium on large structures/warehouses) Tabled by Councilman Carter at NCC Planning Board Hearing
- [Ordinance 23-053](#) Redevelopment/Large Structures
  - Will be heard at NCC Planning Board hearing on July 5, 2023. This Ordinance is being reviewed by a subgroup of The Committee of 100 members and includes language that needs clarifying by NCC and adds additional steps such as a public hearing before submitting a plan for large structures, etc.
  - If you'd like to receive more information, please contact [ekeller@committeeof100.com](mailto:ekeller@committeeof100.com).
- Ordinance 23-083 Rezoning
  - This Ordinance was introduced this week and rezones several tax parcels. Please view the document in the Dropbox to determine if the rezoning would affect any current/future planned development or client projects
  - [https://www.dropbox.com/scl/fi/fh0zkxbg355itrudnya0n/Ordinance-23\\_083.pdf?dl=0&rlkey=zh41usmicelff5a4v2ajx4p3e](https://www.dropbox.com/scl/fi/fh0zkxbg355itrudnya0n/Ordinance-23_083.pdf?dl=0&rlkey=zh41usmicelff5a4v2ajx4p3e)
- Draft Zero Net Energy Residential Construction Ordinance
  - Councilwoman Durham conducted a presentation at a recent NCC Land Use Committee meeting on an Ordinance mandate that by year end 2025 all new residential building construction must be "zero net energy capable."

## DNREC Policy Updates

- Revised Soil Reuse Guidance has been made effective. DNREC notes that now the site owner and their consultant independently will determine if the soil analytical results are below the published HSCA screening levels and then at their discretion can reuse the soil at a non-HSC property. Please download the policy [here](#).
- Updated PFAs policy has been made effective. Please download the policy [here](#) and FAQs [here](#).
- Revised DNREC Brownfields Funding Policy is expected to be released and made effective July 1, 2023.

## State Legislative Updates

- [HB99 w/ HA 1](#) Climate Change Solution Act passed House and awaiting committee in Senate
- [HB11 w/ HA 1](#) Solar Rooftop Bill passed House and awaiting committee in Senate
- [HB8 w/ HA 1](#) Clean Construction preferences for public works waiting to be heard in House
- [HB12 w/ HA 1](#) EV Rebate Program waiting to be heard in House
- [HB13](#) Residential charging stations for EV waiting to be heard in Committee
- [HB154 w/ HA1 and HA 4](#) Data Privacy bill passed House and awaiting committee in Senate