

**AN ORDINANCE TO AMEND CHAPTER 48 OF THE CITY CODE TO
REQUIRE APPLICANTS SEEKING BUILDING, DEMOLITION, OR MINOR
OR MAJOR WATERFRONT DEVELOPMENT PROJECTS TO NOTIFY
AFFECTED CITY COUNCILMEMBERS**

#0104

Sponsor:

**Council
Member
Darby**

WHEREAS, the Council of the City of Wilmington has enacted Chapter 48 of the Wilmington City Code, also known as the “Zoning Code”; and

WHEREAS, the Zoning Code sets forth the procedures for obtaining permits and approvals needed to construct, improve, and/or demolish a building in conformance with local, state, and federal policies and procedures; and

WHEREAS, applications for building permits, demolitions, minor waterfront developments, and major waterfront developments must be submitted to the Department of Land Use and Planning; and

WHEREAS, currently the Zoning Code does not provide for any procedures to notify City Council of any new development and/or demolition in the City; and

WHEREAS, City Council has a compelling interest in being informed of any development within the City’s boundaries so City Council may present information of importance to their constituents, who may be affected by development and demolition.

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF WILMINGTON
HEREBY ORDAINS:**

SECTION 1. Section 48-36 of the City Code is hereby amended with the addition of the underlined language to read as follows:

Sec. 48-36. – Building Permits.

(e) Notification to City Council. The applicant seeking a building permit or demolition permit shall also notify, via email or mail, the councilmember of the district affected by the proposed building or demolition permit, and all at-large councilmembers, within

ten (10) business days of submitting said permit application(s) to the City. The notice shall include at minimum: the name of the applicant, address, date, and description of the property or properties to be affected by the building or demolition permit.

SECTION 2. Chapter 48 of the City Code is hereby amended by creating a new Section 48-374 to read as follows:

Sec. 48-374. – Notification to City Council.

The applicant seeking a permit for minor waterfront development or major waterfront development, as defined in section 48-316, shall also notify, via email or mail, the councilmember of the district affected by the proposed development permit, and all at-large councilmembers, within ten (10) business days of submitting said application(s) to the City. The notice shall include at minimum: the name of the applicant, address, date, and description of the property or properties to be affected by the permit.

SECTION 3. Chapter 48 of the City Code is hereby amended by renumbering certain reserved sections thereof by deleting the stricken language and adding the underlined language to read as follows:

Secs. 48-374375 – 48-390. – Reserved.

SECTION 4. This Ordinance shall be effective upon its passage by City Council and approval by the Mayor.

First Reading September 4, 2025
Second Reading September 4, 2025
Third Reading

Passed by City Council,

President of City Council

ATTEST: _____
City Clerk

Approved this ____ day of _____, 2025.

Mayor

SYNOPSIS: This Ordinance amends Chapter 48 of the City Code by adding procedures wherein applicants seeking building or demolition permits, or permits for minor or major waterfront developments, must notify the affected City Councilmember, and at-large Councilmembers, within ten (10) business days of its application.

FISCAL IMPACT STATEMENT: TBD