



EDWARD S. OSIENSKI
STATE REPRESENTATIVE
24th District

HOUSE OF REPRESENTATIVES
STATE OF DELAWARE
411 LEGISLATIVE AVENUE
DOVER, DELAWARE 19901

COMMITTEES
Labor, Chair
Transportation, Land Use &
Infrastructure, Chair
Capital Infrastructure
Capital Improvement
Education
Public Safety & Homeland Security

Transportation, Land Use & Infrastructure Committee Meeting Minutes

6.19.19

Chair Osienski called the meeting to order at 12:03 p.m. Members present included Reps. Baumbach, Carson, and Morris. Rep. Mitchell was also present. For a list of guests present, please see attendance list below.

Chair Osienski introduced **SB 87, AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE DESIGNATION OF A STATE HISTORICAL AIRCRAFT.**

Rep. Carson stated that during World War II and for several years afterwards there were two factories along the riverfront with one being Bellanca Aircraft.

Chair Osienski requested a motion.

A motion was made by Rep. Baumbach and seconded by Rep. Carson to release SB 87 from committee; motion carried. Yes= 4 (Osienski, Baumbach, Carson, Morris); No= 0; Absent= 5 (Chukwuocha, Briggs King, Bush, Collins, Matthews). SB 87 was released from committee with a F=0, M=6, U=0 vote.

Chair Osienski introduced **SB 140 with SA 1, AN ACT TO AMEND TITLE 9 OF THE DELAWARE CODE RELATING TO WIRELESS COMMUNICATION LEASES FOR NEW CASTLE COUNTY PARK AREAS AND OPEN SPACE.** He stated that this bill will expand New Castle County's limited authority to lease park land or land held in public trust to include leases for erecting, maintaining and operating wireless communications facilities.

Rep. Baumbach mentioned the synopsis uses the words "minimally intrusive," but the body of the bill never mentions "minimally intrusive".

Rep. Mitchell said the bill will help the transition from 4G to 5G, enhances wireless abilities for all constituents, and enhances the abilities for public safety personnel. The County Council would vet all potential structures through hearings.

Chair Osienski asked whether it would still go through the typical Land Use process.

Rep. Mitchell replied it would.

Chair Osienski opened the floor for public comment.



EDWARD S. OSIENSKI
STATE REPRESENTATIVE
24th District

HOUSE OF REPRESENTATIVES
STATE OF DELAWARE
411 LEGISLATIVE AVENUE
DOVER, DELAWARE 19901

COMMITTEES
Labor, Chair
Transportation, Land Use &
Infrastructure, Chair
Capital Infrastructure
Capital Improvement
Education
Public Safety & Homeland Security

Public Safety Director Mike Hojnicky of New Castle County stated there is no exact language saying “minimally intrusive,” but the purpose of erecting any tower would be to comply with County Code through the current county process. The intent is to make sure any structure is aesthetically pleasing to the park, while enhancing wireless capabilities.

Bob Merrill, Assistant Community Services Administrator of New Castle County, said they are putting up a standalone cell tower in an industrial area. However, if the county wanted to put a tower in a park or close to a residential area, it would be used in stealth to blend in with the surroundings.

Mr. Hojnicky added that public safety personnel require and rely on smartphones. Therefore, having reliable access to broadband and wireless services would improve their ability to locate people.

Bonnie Metz, representing Verizon, expressed support for the legislation.

Chair Osienski requested a motion.

A motion was made by Rep. Baumbach and seconded by Rep. Carson to release SB 140 with SA 1 from committee; motion carried. Yes= 4 (Osienski, Baumbach, Carson, Morris); No= 0; Absent= 5 (Chukwuocha, Briggs King, Bush, Collins, Matthews). SB 140 w/ SA 1 was released from committee with a F=0, M=5, U=0 vote.

Chair Osienski adjourned the meeting at 12:14 p.m.

Respectfully submitted by:

Davis Braun

In attendance:

Nicole Majeski, Department of Transportation

Bonnie Metz, Verizon

Brian Boyle, New Castle County

183 Scottfield Drive, Newark, DE 19713
Home: 302-292-8903 House Offices: Dover: 302-744-4351 Fax: 302-739-2313
Wilmington: 302-577-8476 Fax: 302-577-6701 email: Edward.Osienski@state.de.us



EDWARD S. OSIENSKI
STATE REPRESENTATIVE
24th District

HOUSE OF REPRESENTATIVES
STATE OF DELAWARE
411 LEGISLATIVE AVENUE
DOVER, DELAWARE 19901

COMMITTEES
Labor, Chair
Transportation, Land Use &
Infrastructure, Chair
Capital Infrastructure
Capital Improvement
Education
Public Safety & Homeland Security

Robert Merrill, New Castle County

Mike Hojnicky, New Castle County

Kim Willson, Ruggerio Willson & Associates

Shai Sefiane, Ruggerio Willson & Associates