

*Town of Cheswold*  
1856



*State of Delaware*  
1787

**Resolution No.: 09-30-14-062**

**Date: 09-30-2014**

**RESOLUTION PROPOSING PUBLIC HEARING FOR THE ANNEXATION OF FIVE, (5), PARCELS, ON EAST SIDE OF NORTH DUPONT HIGHWAY, MAP ID 4-00-04700-01-4400-000; 4-00-04700-01-4404-0000;4-00-04700-4405-000; 4-00-04700-01-4406-000; 4-00-04700-01-4407-000 IN ACCORDANCE WITH THE CHARTER OF THE TOWN OF CHESWOLD**

**Whereas;** the Charter of the Town of Cheswold, Section 3.1.1 and Section 3.2.1, authorizes the Town Council to consider requests from property owners to extend the boundaries of the said Town after notification of the property owners and the residents of the Town and the territory proposed to be annexed; and

**Whereas;** the Mayor and Council of the Town of Cheswold pursuant to the requirements of the Town Charter, deem it in the best interest of the Town of Cheswold to solicit public old comment and opinion on the request for annexation of property described as the land of Cheswold Village Properties, LLC, and represented by Mr. Conny Malmberg, Esquire, hereby to be referred to as Cheswold Village, consisting of five, (5), parcels totaling approximately 33.4 acres, and also known as Map ID 4-00-04700-01-4400-000; 4-00-04700-01-4404-0000; 4-00-04700-4405-000; 4-00-04700-01-4406-000 and 4-00-04700-01-4407-000.

Said Parcels lie on the east side of North Dupont Highway, approximately 2,300' south of the intersection of US Route 13 and State Route 42.

Said parcels are contiguously connected to the Town of Cheswold by its parallel location to Map ID 4-00-04600-01-3000-000, also known as the Graham Property which is in the process of also being annexed within the corporate limits of the Town of Cheswold.

**Whereas,** the Mayor and Town Council will give proper notification of the proposed annexation to the property owners and the residents of both the Town and the territory to be annexed upon adoption of this resolution;

**Be it resolved, that:**

1. A Public Hearing is to be held by the Town Council, who shall sit to hear comments and opinions from any concerned party regarding the proposed annexation of the lands of Cheswold Village Properties, LLC consisting of five, (5), parcels totaling approximately 33.4 acres, in Kent County, Town of Cheswold, and that
2. The Public Hearing shall be held before the regular Town Council Meeting on the 3<sup>rd</sup> day of November 2014, beginning at 6:00 p.m., in the Cheswold Town Hall, 691 Main Street, Cheswold, DE.

The purpose of the hearing is to obtain public comment and legislative fact finding from any concerned party, on the question of annexation of the subject property. The Town Council is not bound to react in response to any comments or information offered at the hearing.

Anyone desiring to provide comments must submit their names to the Town Clerk at 302-734-6991, by close of business on Friday, October 31, 2014.

The proposed annexation will provide for the expansion of the Town boundary, increase the tax revenue and provide additional commercial properties to the Town of Cheswold business inventory, in accordance with the provisions of the Town of Cheswold Comprehensive Plan, as updated in 2010.

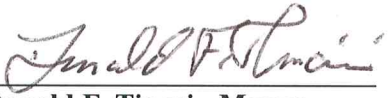
The Town Council in anticipation of a successful annexation process has approved a C-2, Highway Commercial Zoning Code for the proposed annexed properties, as recommended by the Town of Cheswold Planning Commission.

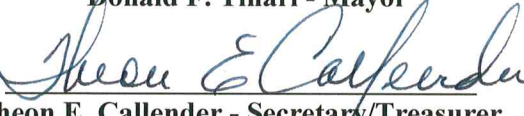
This resolution was duly adopted by the Town Council at the Town of Cheswold Town Council Meeting, held on Monday, October 6, 2014.

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I, Donald Tinari, Mayor of the Town of Cheswold, do hereby certify that the foregoing is a true and correct copy of the Resolution passed by an affirmative majority vote of all elected members of the Town Council of Cheswold at a regularly scheduled Town Council Meeting, held on, Monday, October 6, 2014, at which a quorum was present and voting throughout, and that the same is still in force and effect.

CERTIFIED:  Date: October 6, 2014  
Donald F. Tinari - Mayor

ATTEST:  Date: October 6, 2014  
Theon E. Callender - Secretary/Treasurer

Agreed:  Date: October 6, 2014  
Vice-Mayor Robert W. Sine

Agreed:  Date: October 6, 2014  
Councilperson Sherry Lambertson

Agreed: Position Vacant Date: October 6, 2014  
Councilperson

Agreed: Position Vacant Date: October 6, 2014  
Councilperson

NOTARIZED:  Date: October 6, 2014  
Shadina Jones - Town Clerk

Primary Sponsor: Land Use Administrator Theon E. Callender

Co-Sponsor: n/a

Introduction: October 6, 2014