



## MAYOR AND COUNCIL

### COUNCIL RESOLUTION NO. 2019-03

#### **A RESOLUTION APPROVING THE INCLUSION OF AN AREA WITHIN THE LIMITS OF THE CITY OF DOVER.**

WHEREAS, the Charter of the City of Dover authorizes Council to extend the boundaries of the said City in accordance with Title 22, Chapter 1, Section 101 of the Delaware Code (22 Del.C.§ 101); and

WHEREAS, the Mayor and Council deem it to be in the best interest of the City of Dover to include an area contiguous to the present City limits, and hereinafter more particularly described, within the limits of the City of Dover; and

WHEREAS, the Charter of the City of Dover provides that if an annexation is petitioned by all owners of all property considered for annexation, no election shall be required. For an annexation petition not requiring an election, such petition shall be processed in accordance with procedures established for amendments to the zoning map, specified in Dover Code, Appendix B - Zoning. All annexation petitions shall be processed concurrently with the rezoning of the property considered for annexation and shall be subject to public hearing before City Council. Public notice shall be completed in accordance with the provisions of the Dover Code relating to amendment of the zoning map.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF DOVER, IN COUNCIL MET:

1. That the following described area, situated in East Dover Hundred, Kent County, State of Delaware, along with all adjacent paths, sidewalks, roadways, and rights-of-way in their entirety, shall be annexed to and included within the limits of the City of Dover:

ALL those certain lot, piece or parcel of land with the improvements thereon erected situated in East Dover Hundred, Kent County, and State of Delaware, lying on the northeast intersection of Maxwell Street and U.S. Route #13, being bounded on the west by Route #13, on the north by lands of Lee F. Slaughter, Jr. on the east by lands of Carl F. McNatt and on the south by Maxwell Street and being more particularly described in accordance with a survey by Earl D. Smith, Professional Land Surveyor, dated November 4, 1991, amended November 15, 1991, as follows, to-wit:

BEGINNING at a pipe found at the intersection of the north line of Maxwell Street with the east line of U.S. Route #13; thence running from said point of Beginning with the east line of U.S. Route #13 North 40 deg. 00 min. West 200.00 feet to a concrete monument at a corner for this lot and for lands of Lee F. Slaughter, Jr.; thence running with said lands of Lee F. Slaughter, Jr. North 50 deg. 00 min. East 125.00 feet to a P.K. nail at a corner for this

lot and lands of Carl F. McNatt; thence running with said lands of Carl F. McNatt South 40 deg. 00 min. East 200.00 feet to an electric pole in the north line of Maxwell Street; thence running with said north line of Maxwell Street South 50 deg. 00 min. West 125.00 feet to the point and place of Beginning and containing 25,000 square feet of land be the same more or less.

TOGETHER with all of the party of the first part’s right, title and interest, if any, in and to (i) any improvements thereupon, and (ii) any rights, alleys, ways, waters, privileges, appurtenances and advantages to the same, belonging or in any way appertaining (collectively, the “Real Estate”).

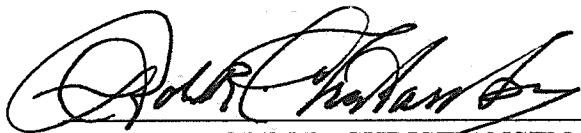
The Real Estate is conveyed subject to all easements, conditions, restrictions, agreements and out-conveyances of record that lawfully apply to the Real Estate or any part thereof.

BEING the same lands and premises which CKI, LLC, a Delaware limited liability company, by Deed dated March 18, 2003 and recorded May 8, 2003 in the Office of the Recorder of Deeds in and for Kent County, State of Delaware in Deed Book 537, Page 285, did grant and convey unto Realty Income Corporation, a Maryland corporation, in fee.

- 2. That the above described property shall be annexed into the City of Dover with a zoning classification as set by City Council and in accordance with the zoning map and environs then in force, effective upon such lands being included within the limits of the City of Dover.
- 3. That the certified copy of this resolution of annexation, together with a plot of the area annexed, shall be filed for record with the Recorder of Deeds of Kent County.
- 4. That the effective date of this resolution shall be the earlier of the 31st day of March, 2020 at 12:01a.m. or the date of the closing of the Permit issued by Kent County for the site development project as reported to the City of Dover Department of Planning and Inspections.

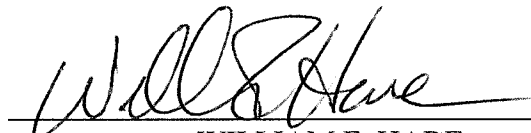
ADOPTED: SEPTEMBER 23, 2019

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ROBIN R. CHRISTIANSEN  
MAYOR




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WILLIAM F. HARE  
COUNCIL PRESIDENT

Actions History

- 09/23/2019 - Introduction - City Council
- 07/22/2019 - Introduction Postponed until September 23, 2019 - City Council
- 05/28/2019 - Introduction Postponed until July 22, 2019 - City Council
- 04/22/2019 - Introduction Postponed until May 28, 2019 - City Council
- 03/11/2019 - Introduction Postponed until April 22, 2019 - City Council