

*Town of Milton*  
*115 Federal St*  
*Milton, DE 19968*



*www.milton.delaware.gov*  
*Phone: 302-684-4110*  
*Fax: 302-684-8999*

## **RESOLUTION 2021-007**

### **A RESOLUTION TO REQUEST AN AMENDMENT OF THE CHARTER OF THE TOWN OF MILTON RELATING TO ANNEXATION, ELECTION REGISTRATION, ENUMERATION OF POWERS, AND REFERENDUM**

**WHEREAS**, the Mayor and Town Council wishes to amend Section 3 to determine when a conceptual site plan is required, to reduce the timeframe of the Special Review Committee from one hundred and twenty (120) days to ninety (90) days, to clarify disclosure of a conflict of interest, and to modify the timeframe and requirement for re-petitioning for annexation; and

**WHEREAS**, the Mayor and Town Council wishes to amend Section 7 of the Charter to provide a process should the Town desire to contract with the Department of Elections for Sussex County; and

**WHEREAS**, the Mayor and Town Council wishes to amend Section 29 of the Charter to specifically state a process necessary to sell, exchange, interconnect, or dispose of all or any part of the Town's potable water system; and

**WHEREAS**, the Mayor and Town Council wishes to amend Section 33 of the Charter to remove the requirement of a referendum vote in situations when the Town has received 100% principal forgiveness for a municipal project.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Town Council of the Town of Milton that a proposed amendment to Sections 3, 7, 29, and 33 of the Charter of the Town of Milton be requested for passage by the Delaware State Legislature, with additions shown by underline and deletions shown by strike through on the attached draft Bill, incorporated by reference.

**BE IT FURTHER RESOLVED**, that the Town Manager is authorized to forward the original Resolution or a copy thereof, along with the draft Bill for introduction and whatever documentation may be required for the Town's State Senator and Representative, with a request to introduce said Bill to the General Assembly at the soonest possible time in the current Legislative session.

---

SYNOPSIS

The Resolution requests that the Delaware State Legislature amend the Town's Charter relating to annexation, election registration, the Town's potable water system, and referendum.

---

**I, THE UNDERSIGNED**, Secretary of the Town Council of the Town of Milton, do hereby certify that the above resolution was passed at the meeting of the Town Council, duly called and convened, held on the 23<sup>rd</sup> day of March, 2021, at which a quorum was present and voting throughout and that same is still in full force and effect.

**TOWN OF MILTON**

BY: James C. Garde  
**SECRETARY OF TOWN COUNCIL**