



Town of Milton

115 Federal Street, Milton, Delaware 19968

www.milton.delaware.gov

Phone: 302-684-4110 Fax: 302-684-8999

RESOLUTION 2023-016

TO ESTABLISH A TIME AND PLACE FOR A PUBLIC HEARING ON THE ANNEXATION APPLICATION OF THE COMPANY STORE INC. FOR PARCEL 235-20.00-63.02 OF 50.08 +/- ACRES LOCATED BETWEEN SHINGLE POINT ROAD AND HARBESON ROAD, AND FOR THE PROPOSED AMENDMENT TO THE TOWN ZONING MAP FOR THE SAME PARCEL

WHEREAS, the Mayor and Town Council of the Town of Milton, Delaware (“the Town”), may, from time to time, amend by ordinance the boundaries of the Town’s zoning districts, pursuant to Chapter 220, Article XIV of the Town Code; and

WHEREAS, the Town Code requires the Mayor and Town Council to fix by resolution the time and place of the public hearing and cause notice to be given via: publication in a paper not less than 15 days prior to the date of the hearing; written notice to any required municipal, county, state, or federal agency in a manner prescribed by law; and certified mail, return receipt requested, to all owners within 200 feet of the boundaries of the subject property at least 10 days prior to the public hearing; and

WHEREAS, Section 3(j) of the Town Charter requires that the Mayor and Town Council schedule a public hearing on an annexation petition after receiving the Planning and Zoning Commission’s report on the petition; and

WHEREAS, the Town has received an annexation application from The Company Store Inc. for parcel 235-20.00-63.02; this parcel of 50.08 +/- acres located between Shingle Point Road and Harbeson Road; which also requires an amendment to the Town Zoning Map for the same parcel; and

WHEREAS, Town Council referred the annexation application to the Special Review Committee for review and recommendation; on June 16, 2022 the Special Review Committee approved an advisory report recommending Town Council proceed with the proposed annexation; and

WHEREAS, Town Council referred the annexation application to the Planning & Zoning Commission for review and recommendation; on September 19, 2023 the Planning & Zoning Commission approved an advisory report recommending the annexation of this parcel with Zoning

of Single-Family Residential Use District (R-1) with the Large Parcel Development District Overlay (LPD) ; and

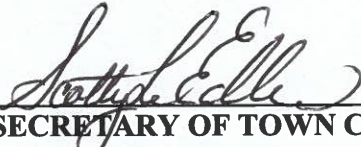
WHEREAS, the Office of State Planning Coordination accepted the Plan of Services for this annexation on August 31, 2023.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Milton shall hold a public hearing at 6:30 p.m. on November 6, 2023 in the Milton Library, 121 Union Street Milton, Delaware, on the application for annexation into the Town of Milton one parcel of 50.08+/- acres located between Shingle Point Road and Harbeson Road, and on a proposed amendment to the Town zoning map for the same parcel.

BE IT FURTHER RESOLVED that the Town of Milton shall cause notice to be given in accordance with Milton Town Code Section 220-101 and Title 22 of the Delaware Code.

I, Scotty Le Edler, Secretary 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 9th day of October, 2023, at which a quorum was present and voting throughout and that same is still in full force and effect.

TOWN OF MILTON

BY: 
SECRETARY OF TOWN COUNCIL

DATE: 10/13/2023