



Town of Bellefonte, Delaware

**Ordinance 2016-02 - Annexation of the properties so identified as
1214 Wynnbrook Road, 1214 Talley Road, 1215 Talley Road, and 1215 Brandywine Boulevard**

WHEREAS the Town of Bellefonte has the authority to annex adjoining unincorporated parcels granted by the State of Delaware, Title 22, section §101, and

WHEREAS the Town of Bellefonte Charter, adopted by an act of the Delaware Legislature in July 2015, authorizes the Bellefonte Town Commission to annex adjoining parcels within the restrictions enumerated therein, and

WHEREAS annexation of the aforementioned adjoining parcels were declared and published in the Bellefonte Comprehensive Plan, adopted by the Town and approved by State of Delaware in 2007, and

WHEREAS Resolution 2016-01 was passed by the Bellefonte Town Commission at the February 8 town meeting, with unanimous consent of the Commissioners, and due notice was sent to the property owners of the aforementioned properties, and Public Hearings held on March 14 and April 11 to gain public comment, and

A Plan of Municipal Services has been submitted to the State of Delaware Office of Planning Coordination, and proper notice shall be given to the New Castle County Department of Land Use and Office of Planning, now

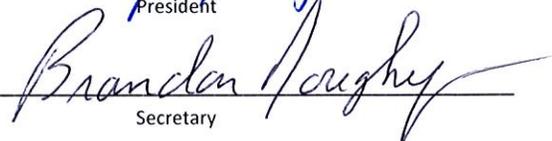
THEREFORE, for the purpose of smoothing out the irregularities in the Town's border, be it resolved, after careful consideration, that the Bellefonte Town Commission has approved by majority vote, the annexation of the above properties according to Bellefonte Ordinance 2015-02, Annexation, as adopted on November 9, 2015.

SEVERABILITY – The provisions of this Ordinance shall be severable. If any provisions of this Ordinance are found by any court of competent jurisdiction to be unconstitutional or void, the remaining provisions of this Ordinance shall remain valid, unless the court finds that the valid provisions of this Ordinance are so essentially and inseparably connected with, and so dependent upon, the unconstitutional or void provision that it cannot be presumed that the Bellefonte Town Commission would have enacted the remaining valid provisions without the unconstitutional or void provision; or unless the court finds that the remaining valid provisions, standing alone, are incomplete and incapable of being executed in accordance with Bellefonte Town Commission's intent.

This Annexation is effective June 1, 2016.

First Reading Date: March 14, 2016 Second Reading Date: April 11, 2016

Approved:  Date: April 11, 2016
President

Affirmed:  Date: April 11, 2016
Secretary