

# ORDINANCE 22-11-05

**Introduced:** Nov. 7, 2022

**Approved:** Jan. 9, 2023

## **AN ORDINANCE TO ANNEX TAX PARCEL 14-011.00-007 (380 GREEN GIANT ROAD) INTO THE TOWN OF MIDDLETOWN**

**WHEREAS**, the Town of Middletown has the authority to annex lands contiguous to the existing Town limits by virtue of Section 1 of the Charter of the Town of Middletown; and **WHEREAS**, R Acres, Inc., owns 380 Green Giant Road, Townsend, DE, which encompasses 352.82 acres, more or less; contiguous to the Town of Middletown, and has requested annexation into the Town of Middletown; and

**WHEREAS**, the newly-annexed lands are to be zoned Residential (R-3) as set forth in the certified Town of Middletown Comprehensive Plan; and

**WHEREAS**, there is an added caveat to the annexation that the future development of the parcel shall not include apartments; and

**WHEREAS**, the Planning and Zoning Commission of the Town of Middletown, at its meeting on Nov. 17, 2022, recommended that the Mayor and Council adopt an ordinance to effectuate said annexation by a vote of 6-0. Now, it is therefore

**ORDAINED** that those lands owned R Acres, Inc., with respective Tax Parcel No. 14-011.00-007, is hereby annexed and rezoned from the present designation of Farmland (NCC) to R-3 (Residential); and it is

**FURTHER ORDAINED** that this Ordinance shall be effective upon adoption.

**ADOPTED THIS NINTH DAY OF JANUARY, 2023.**

(SEAL)

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Kenneth L. Branner, Jr., MAYOR

ATTESTED TO BY:

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WITNESS, TOWN OF MIDDLETOWN