

RESOLUTION NO. R 017 94

A RESOLUTION ESTABLISHING THE DATE, TIME AND PLACE OF A REFERENDUM TO BE HELD TO CONSIDER THE QUESTION OF ESTABLISHING THE PROPOSED HUDSON POND ACRES STREETLIGHTING DISTRICT

WHEREAS, the Sussex County Council adopted Sussex County Ordinance No. 15 on June 18, 1974, providing for the establishment, maintenance and modification of streetlighting districts; and

WHEREAS, on October 19, 1993, the Sussex County Council approved the circulation of a petition to establish a streetlighting district for Hudson Pond Acres subdivision; and

WHEREAS, a petition was received from fourteen legal voters of the proposed Hudson Pond Acres Streetlighting District requesting the Sussex County Council to submit the question of organizing a streetlighting district to a vote of electors residing in the area, a map of the proposed district boundaries is attached as Exhibit "A"; and

WHEREAS, the estimated charges for the proposed streetlighting district are \$37.70 per year per residential or business structure located within the boundaries of the "Hudson Pond Acres Streetlighting District" and were approved by County Council on May 17, 1994.

NOW, THEREFORE,

BE IT RESOLVED that the Sussex County Council does establish Wednesday, June 29, 1994, between the hours of 1:00 p.m. and 7:00 p.m. at the Morris Early Childhood Center, also known as Lincoln School, County Road 225, Lincoln, Delaware, as the date, time and place for the referendum to consider the question, "Do you support the formation of the Hudson Pond Acres Streetlighting District?"; and

BE IT FURTHER RESOLVED that the judge of the election shall be Robert W. Wood, P.E., Sussex County Engineer; and

BE IT FURTHER RESOLVED that any person who is the owner of an improved structure for residential or business use located within the "Hudson Pond Acres Streetlighting District" may vote in the election; and each structure meeting the requirements and owned jointly, severally, or by tenants-in-common shall entitle the owner(s) to one (1) vote in the election; and

BE IT FURTHER RESOLVED that eligible voters unable to appear in person at the time and place of the election may obtain absentee ballots from the Sussex County Engineering Department, the Courthouse Annex, Race and Pine Streets, Georgetown, Delaware, or by calling (302) 855-7719. Absentee ballots must be obtained, executed and notarized, and mailed or delivered to the Planning and Permits Division, Sussex County Engineering Department, in sufficient time to be received by 1:00 p.m., on the date of the election; and

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Engineer to notify voters of the date, time and place of the election, including the estimated costs and charges by posting a notice in at least four (4) public places within the proposed streetlighting district at least ten days before the election, and by either direct mail to the voters of record twenty days before the day of the election or by advertisement in a newspaper in general circulation in the area in which the proposed lighting district is located once in each of two consecutive weeks prior to the week in which the election is to be held; and

BE IT FURTHER RESOLVED that there will be a public meeting on the issue at the Morris Early Childhood Center, also known as Lincoln School, County Road 225, Lincoln, Delaware on Wednesday, June 22, 1994, at 6:00 p.m.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 017 94 PASSED BY THE COUNTY COUNCIL OF SUSSEX COUNTY ON THE 17TH DAY OF MAY, 1994.



Robin A. Griffith
Clerk of the County Council