

Ordinance 679

An ordinance relinquishing any claim the Town has over certain portions of a property located on B&O Lane and owned by the Delaware Rifle and Pistol Club and Medori Enterprises which are shown on the Official Map of the Town of Elsmere as paper streets dedicated for future public use.

Sponsored By: Councilwoman Sally Jensen

First and Second Reading: March 13, 2025 Council Meeting

Results: Passed 7 In Favor, 0 Opposed

Third and Final Reading: April 10, 2025 Council Meeting

Results: Passed 6 In Favor, 1 Absent, 0 Opposed

ORDINANCE 679

An ordinance relinquishing any claim the Town has over certain portions of a property located on B&O Lane and owned by the Delaware Rifle and Pistol Club and Medori Enterprises which are shown on the Official Map of the Town of Elsmere as paper streets dedicated for future public use.

WHEREAS, The Delaware Rifle and Pistol Club is the owner of a tract of land located on the Town's southern border and located in the General Industrial District which consists of the following Property Tax Parcel; 19-00800-367; and

WHEREAS, Medori Enterprises is the owner of a tract of land located on the Town's southern border and located in the General Industrial District which consists of the following Property Tax Parcel; 19-00800-364; and

WHEREAS, There are, located on these parcels of land, a total of two (2) roadways, which, while they have never been constructed, are identified as named streets and were intended for future public use; and

WHEREAS, the Delaware Rifle and Pistol Club has approached the Town concerning an opportunity to use their property and a portion of land currently owned by Medori Enterprises (Parcel 19-00800-364) for the purpose of expanding; and

WHEREAS, in order to move forward on the expansion of the Club, the area where two of the paper streets are noted would need to be used; and

WHEREAS, the Mayor and Council have directed that the following conduct a review of the Delaware Rifle and Pistol Club plan and make any appropriate comments:

1. The Town of Elsmere Planning Commission.
2. The Town of Elsmere Code Enforcement Department.

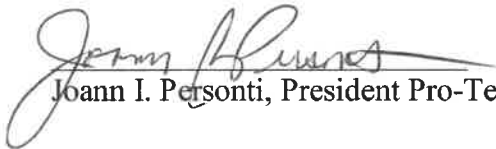
WHEREAS, the Mayor and Council, after having reviewed the comments received and heard any public comment have determined the following:

1. That there was nothing which would warrant the denial of the owners request; and
2. That relinquishing any right the Town has to the paper streets would not be in conflict with the Town's Comprehensive Plan; and
3. That there is no plan to actually develop the existing paper streets and dedicate them to public use; and
4. With an offer by the property owners to compensate the public in consideration of waiving any right they have to the roadways:
 - a. The owners shall pay the costs incurred by the Town to amend the Official Map of the Town of Elsmere.

**NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF
THE TOWN OF ELSMERE, AS FOLLOWS:**

That the official Map of the Town of Elsmere be amended by removing the section of Baltimore Avenue located on the Town's southern border and located in the General Industrial District and Matthes Avenue, as they currently appear on Property Tax Parcels 19-00800-367 and 19-00800-364.

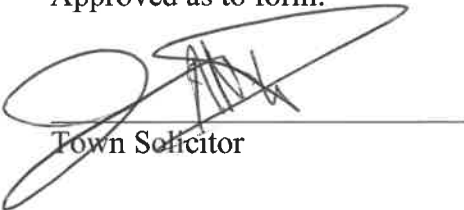
First and Second Reading
March 13, 2025


Joann I. Personti, President Pro-Tempore

Third and Final Reading
April 10, 2025


Sally Jensen, Secretary of Council

Approved as to form:


Town Solicitor

SYNOPSIS
ORDINANCE 679

This Ordinance relinquishes any claim the Town has over any portion of the Delaware Rifle and Pistol Club property located on B&O Lane, which are shown on the Official Map of the Town of Elsmere as paper streets dedicated for future public use.

Fiscal Impact:

This Ordinance is anticipated to have no expenses.