



**ORDINANCE NO. 2019-01**

**AN ORDINANCE ANNEXING INTO THE TOWN LIMITS OF  
THE TOWN OF BRIDGEVILLE THE LANDS OF DAVID C. LUDEMA BEING  
LOTS 2 AND 3, OF THE WALTER W AND DONNA M. MOYER SUBDIVISION  
CONTAINING 69,662 SQUARE FEET, MORE OR LESS**

**WHEREAS**, Section 3A, *et seq.*, of “AN ACT TO REINCORPORATE THE TOWN OF BRIDGEVILLE” provides that the Commissioner of Bridgeville shall have the authority to annex any territory contiguous to this Town containing five (5) acres or less contiguous to the Town; and

**WHEREAS**, the Commissioners of Bridgeville deem it appropriate to consider the annexation of a two (2) tracts of land containing less than five (5) acres, more particularly each tract of land containing 34,831 square feet, for a total of 69,662 square feet, more or less, situate in Sussex County, Delaware, being the lands of David C. Ludema, Trustee Under the David C. Ludema Revocable Trust, Dated 5/27/03; and

**WHEREAS**, the proposed annexation meets the requirements of Title 22 of the Delaware Code in that the property is contiguous with the existing Town boundaries; is depicted as an area for future annexation on the adopted Comprehensive Plan; the proposed use of the property will not change from that currently authorized in the adjacent jurisdiction; and the Town has prepared a plan of services indicating those services it expects to provide the property.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE COMMISSIONERS OF BRIDGEVILLE, AS FOLLOWS:**


Section 1. That the territory hereinafter described is annexed into the Town Limits of the Town of Bridgeville, Lots 2 and 3 of the Walter W. and Donna M. Moyer Minor Subdivision, consisting of 69,662 square feet more or less, adjacent to Antique Alley and U.S. Route 13-A. Said property is more fully described in Exhibit A attached hereto and made a part hereof, and in Plot Book 76, page 54, in the Office of the Recorder of Deeds, in and or Sussex County.


Section 2. The territory annexed into the Town of Bridgeville shall be zoned C-1 Commercial District and shall be in Election District 3.

Section 3. This Ordinance shall be effective upon its adoption by a majority of all members elected to the Town Council.

Section 4. A copy of this Ordinance signed by the Mayor and certified by the Town Clerk, with the Town Seal affixed, together with a plot of the annexed area, shall be forthwith filed for recording in the Office of the Recorder of Deeds in and for Sussex County, Delaware.

**COMMISSIONERS OF BRIDGEVILLE**

By:   
President

Attest:   
Secretary

Adopted: 02/11/2019

## EXHIBIT A

### LANDS OF DAVID C. LUDEMA

-----

#### Track No. 1

**ALL THAT CERTAIN** lot, piece or parcel of land, lying and being situate in North West Fork Hundred, Sussex County, Delaware, on the easterly side of U.S. Route 13-A, containing 34,831 square feet more or less, or 0.7996 acre, more or less, as more particularly shown as Lot No. 2 on the Minor Subdivision for: Walter W. and Donna M. Moyer recorded in the Office of the Recorder of Deeds in and for Sussex County on August 13, 2002, in Plot Book 76, Page 54, prepared by Temple-Sellers Inc., attached hereto and made a part hereof.

Being the same lands conveyed unto David C. Ludema, Trustee Under the David C. Ludema Revocable Trust, Dated 5/27/03, by deed of Skylarkone, LLC, dated August 21<sup>st</sup>, 2017, and of record in the Office of the Recorder of Deeds, aforesaid, in Deed Book 4764, at page 41 *et seq.*, attached hereto and made a party hereof.

Said parcel is identified on the Tax Maps of the Sussex County Department of Finance, Assessment Division, as T.M. No. 131-10.00-81.03.

#### Track No. 2

**ALL THAT CERTAIN** lot, piece or parcel of land, lying and being situate in North West Fork Hundred, Sussex County, Delaware, on the easterly side of U.S. Route 13-A, containing 34,831 square feet more or less, or 0.7996 acre, more or less, as more particularly shown as Lot No. 3 on the Minor Subdivision for: Walter W. and Donna M. Moyer recorded in the Office of the Recorder of Deeds in and for Sussex County on August 13, 2002, in Plot Book 76, Page 54, prepared by Temple-Sellers Inc., attached hereto and made a part hereof.

Being the same lands conveyed unto David C. Ludema, Trustee Under the David C. Ludema Revocable Trust, Dated 5/27/03, by deed of Skylarkone, LLC, dated August 21<sup>st</sup>, 2017, and of record in the Office of the Recorder of Deeds, aforesaid, in Deed Book 4764, at page 41 *et seq.*, attached hereto and made a party hereof.

Said parcel is identified on the Tax Maps of the Sussex County Department of Finance, Assessment Division, as T.M. No. 131-10.00-81.04.