

David B. Raughley, Mayor
John D. Hanlin, II, Councilman
Sandra J. Sturgis, Councilwoman
Sherene G. Drake, Councilwoman
Karen Jennings, Councilwoman



Thomas Wilkes, P.E., Town Engineer
Michael J. Jester, Code Enforcement Officer
Azure Wright, Finance Officer / Town Clerk
Cathy Beaver, Executive Secretary
Fred Townsend, III, Town Attorney

RESOLUTION No. 09-01
PUBLIC WATER UTILITIES

A RESOLUTION TO EXTEND PUBLIC WATER UTILITIES TO NEWLY ANNEXED PROPERTIES WITHIN THE TOWN OF TOWNSEND

WHEREAS, Artesian Water Company, Inc. is a public water utility ("Artesian") regulated by the Delaware Public Service Commission (PSC), and has acquired certificates of public convenience and necessity (CPCN) from the PSC to provide potable water service and fire protection to properties to be considered for annexation by the Town of Townsend (Town); and

WHEREAS, Artesian Water Company, Inc. and the Town have agreed that Artesian will install water mains through the Town in order to reach these annexation areas; and

WHEREAS, Artesian Water Company, Inc. is hereby authorized to install, maintain, repair and replace water mains and appurtenances including valves and hydrants within the rights-of-way of state maintained streets within the Town; and

WHEREAS, Pursuant to Section 201.0.11 of the Charter of the Town of Townsend, and section 62-1 of the Code of Ordinances, the Town shall require an Annexation Agreement with any Property Owner proposing to annex land into the Town limits to the Town of Townsend, that the Property Owner arrange for the provision of potable water service and fire service with a regulated public water utility that already has an operating system within the incorporated limits of the Town of Townsend.

NOW, THEREFORE, BE IT RESOLVED, that the two agencies shall work together to enhance the delivery of public services to the citizens of the Town of Townsend and this act establishes that Artesian Water Company will provide water services to any newly annexed properties within the incorporated limits of the Town of Townsend.

Public Hearing: May 13, 2009

Signed by:  Mayor of Townsend