

Ordinance #3 -- Village of Arden, Delaware Transfer of Local Services

Proposed Draft June 2022

This ordinance provides for the transfer of responsibility for local service functions from New Castle County to the Village of Arden. Local Service functions are defined in Title 9, Delaware Code, Section 1101-1103. Details of the transfer process are provided in Title 9, Delaware Code Sections 1125-1138 and New Castle County Code of Ordinances, Section 14.09.001-006.

In accordance with the timelines and procedure as administered by New Castle County, the Treasurer will apply for reimbursement from New Castle County for those local services which the Village of Arden has funded and administered in lieu of obtaining those services from New Castle County. For example, these services may include, but are not limited to, (1) Local Parks, (2) Recreation.

Ordinance #3 -- Village of Arden, Delaware

Transfer of Local Services

Adopted September, 1968

An ordinance providing for the transfer of responsibility for certain local service functions (as such term is defined in Title 9, Delaware Code, Section 1102) from the Village of Arden to New Castle County.

Responsibilities for the following local service functions (as such term is defined in Title, Delaware Code, Section 1102) provided and performed with respect to all persons and property within the Corporate limits of the Village of Arden be and is hereby transferred from the Village of Arden to New Castle County in accordance with the provisions of Title 9, Part II, Chapter 11, Sub Chapter I:

1. Adoption and enforcement of ordinances and regulations for the protection of persons and property from hazards in the use occupancy, condition, alteration, maintenance, repair, sanitation, removal and demolition of buildings and structures or any parts thereof and grounds appurtenant thereto, in the operation of equipment therein, and of out-door signs including but not limited to zoning ordinances and regulations thereunder, building codes and regulations thereunder, plumbing codes and regulations thereunder or other such codes; police protection; public works including but not limited to, maintenance and operation of sanitary and storm sewers, drainage systems, sewage disposal facilities, refuse disposal facilities, including trash and garbage collection disposal.

2. Transfer of local service function of the police protection shall not limit the power and authority of the Village of Arden to employ a police force and to enact and enforce motor vehicle codes and other safety measures applicable to the Village, nor shall such transfer supersede, abrogate or nullify any existing ordinance adopted by the governing body of the Village of Arden providing for a motor vehicle code or like safety measure.

This measure shall take effect upon the date of the adoption of a concurring ordinance by the County Council of New Castle County.