



SPONSOR: Sen. Bushweller & Rep. Bennett

DELAWARE STATE SENATE  
149th GENERAL ASSEMBLY

SENATE BILL NO. 173

AN ACT TO AUTHORIZE THE TRANSFER OF PROPERTY IMPROVED USING FUNDS FROM THE DELAWARE LAND AND WATER CONSERVATION TRUST FUND FROM THE CITY OF DOVER TO CAPITOL BAPTIST CHURCH.

1 WHEREAS, the City of Dover owns land on Blue Beech Road that is used as a park known as Mayfair Park; and

2 WHEREAS, in 2005 the City of Dover applied for and received a \$19,277 grant from the Outdoor Recreation,  
3 Parks, and Trails Program to install new playground equipment and surfacing at Mayfair Park; and

4 WHEREAS, the Outdoor Recreation, Parks, and Trails Program is funded by the Delaware Land and Water  
5 Conservation Trust Fund ("Trust Fund"); and

6 WHEREAS, the City of Dover and Capitol Baptist Church ("Church"), adjacent to Mayfair Park, have each agreed  
7 to swap 0.68 acres of land to address issues of trespassing on Church property due to Mayfair Park; and

8 WHEREAS, as a result of the land swap, the playground equipment will be transferred to the Church as the  
9 playground equipment is located on the portion of Mayfair Park that will be transferred to the Church; and

10 WHEREAS, § 5423(d)(4) of Title 30 of the Delaware Code requires that property acquired or improved with  
11 funds from the Trust Fund must remain in public outdoor recreation and conservation use in perpetuity and may not be  
12 converted to other uses without a subsequent act of the General Assembly.

13 NOW, THEREFORE:

14 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

15 Section 1. As required by § 5423(d)(4) of Title 30 of the Delaware Code, the City of Dover is authorized to  
16 transfer the portion of Mayfair Park improved with playground equipment and surfacing using funds from the Delaware  
17 Land and Water Conservation Trust Fund.

SYNOPSIS

This Act provides the authorization required by law for the City of Dover to transfer a portion of Mayfair Park, as the Park was improved using funds from the Delaware Land and Water Conservation Trust Fund.

Author: Senator Bushweller