

RESOLUTION 23-59 – AUTHORIZES A DECLARATION OF SURPLUS PROPERTY AND DISPOSITION OF A WILDLIFE EXCLUSION FENCE

WHEREAS, The Delaware River and Bay Authority (the “Authority”) is a bi-state agency created by Compact to maintain and operate a variety of transportation assets and undertake economic development projects in Delaware and New and the four southern counties of New Jersey; and

WHEREAS, the Authority operates the Delaware Airpark in Cheswold, DE; and

WHEREAS, the Authority engaged in wetland mitigation activities required for the construction of Runway 9-27 at the Delaware Airpark at 2480 Blackiston Rd, Clayton, DE 19938, under permit with DNREC (Department of Natural Resources and Environmental Control) and ACOE (Army Corps of Engineers.); and

WHEREAS, as part of those mitigation activities, the Authority constructed a wildlife exclusion fence to comply with permitting requirements of DNREC and ACOE; and

WHEREAS, the Authority has satisfied all conditions of the permits and has been released from all permit obligations, and therefore derives no further benefit from control of the wildlife exclusion fence; and

WHEREAS, the wildlife exclusion fence is located on property no longer under the control of the Authority and cannot be resold or otherwise repurposed for any Authority benefit; and

WHEREAS, the current landowner has expressed interest in retaining the wildlife exclusion fence for their benefit and agreed to accept all future responsibility for maintenance and/or replacement of said fence; and

WHEREAS, the Budget and Finance Committee, at a meeting on November 21, 2023, following the recommendation of the CFO, authorized the declaration of this wildlife exclusion fence as surplus property in accordance with the Authority’s Real Property and Tangible Assets Disposition Policy (the “Policy”); and

WHEREAS, the Budget and Finance Committee recommends donation of the wildlife exclusion fence to Francis Hartnett at 2480 Blackiston Rd, Clayton, DE 19938

NOW, THEREFORE, BE IT RESOLVED, that the Commission hereby authorizes the donation of the wildlife exclusion fence to Mr. Harnett.

Resolution 23-59 Executive Summary Sheet

Resolution: 23-59 – **AUTHORIZES A DECLARATION OF SURPLUS PROPERTY AND DISPOSITION OF A WILDLIFE EXCLUSION FENCE**

Committee: Budget & Finance

Committee Date: December 19, 2023

Board Date: December 19, 2023

Purpose of Resolution:

Formally authorizes a declaration of surplus property for a wildlife exclusion fence

Background for Resolution:

The Authority constructed a wildlife exclusion fence adjacent to Delaware Airpark to comply with wildlife mitigation permit requirements imposed by the DNREC and the ACOE. The permit requirements have been met and the Authority has no further need for the fence and intended to remove same. The adjacent landowner asked that the fence remain in place and has agreed to accept responsibility for any further maintenance or repair. The Budget and Finance Committee has concurred in the CFO's recommendation that the fence be declared surplus and donated to that landowner.