

RESOLUTION NO. R 003 20

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) ANGOLA NECK AREA, TO INCLUDE THE CHERRY CREEK VALLEY AREA AND SEVERAL PARCELS OF LAND ALONG THE EAST SIDE OF CAMP ARROWHEAD ROAD LOCATED IN THE INDIAN RIVER HUNDRED, SUSSEX COUNTY, DELAWARE AND RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS, IN AND FOR SUSSEX COUNTY, DELAWARE

WHEREAS, Sussex County has established the Sussex County Unified Sanitary Sewer Sanitary Sewer District (SCUSSD); and

WHEREAS, in the best interests of the present district and to enhance the general health and welfare of that portion of Sussex County in the vicinity of Joy Beach, the inclusion of this area will be beneficial; and

WHEREAS, in accordance with 9 Del.C., Section 6502 (a), the Sussex County Council may, upon request of the County Engineer, revise the boundary of an established sewer district when 50 or more houses have been connected by posting a public notice in four public places in the district describing the new or revised boundary; and

WHEREAS, the Sussex County Council has caused to be posted a public notice in at least four public places in the district, as verified by the affidavit of Phillip C. Calio, a copy of which affidavit and public notice is attached hereto and made a part hereof; and

WHEREAS, in accordance with 9 Del.C., Section 6502 (b), the Sussex County Council shall, within ninety days after posting the public notices pass a formal resolution establishing the new boundary of the district;

NOW, THEREFORE, BE IT RESOLVED the Sussex County Council hereby revises the boundary of the SCUSSD to encompass the lands mentioned above in the Cherry Creek Valley area and further described as follows:

NOTE: The above description has been prepared using Sussex County Tax Map 234-12.00 and Sussex County property assessment records.

A map outlining and describing the extension of the SCUSSD is attached. The area involved is crosshatched.

BE IT FURTHER RESOLVED that the Sussex County Council directs the County Engineer and the Attorney for the County Council to procure the necessary lands and right-of-way by purchase, agreement, or condemnation in accordance with the existing statutes; and

BEGINNING at a point, said point being on the SCUSSD (Angola Neck Area) boundary, said point being the northwesternmost property corner of lands Now or Formerly (N/F) of Audrey R. Lord & J. Phillip Simmons, said point also being the southwesternmost property corner of lands N/F of Beonica L. Duffy, said point further being on the easterly Right of Way (ROW) of Camp Arrowhead Road; thence leaving said SCUSSD boundary and continuing by and with said ROW in a northerly direction a distance of 1,205'± to a point, said point being a property corner of lands N/F Cherry Creek Valley, Inc., said point also being the southernmost property corner of lands N/F of Melissa York; thence leaving said ROW and continuing by and with said Cherry Creek lands in a northerly, northeasterly, easterly, southerly, and southwesterly a distance of 3,843'± to a point, said point being the northeasternmost property corner of lands N/F of Louis M. Jr. & Michelle Octavio; thence leaving said Cherry Creek lands and proceeding by and with said Octavio lands in a southerly, westerly and northerly direction respectively a distance of 429'± to a point, said point being the northeasternmost property corner of lands N/F of Andrew Clements; thence leaving said Octavio lands and proceeding by and with said Clements lands in a southwesterly direction a distance of 58'± to a point, said point being the northeasternmost property corner of lands N/F of Michael A. & Loretta M. Olszweski; thence leaving said Cherry Creek lands and continuing by and with said Olszweski lands in a southerly direction a distance of 181'± to a point said point being the

southwesternmost point of lands N/F of Andrew Clements; thence proceeding by and with said Clements lands in an easterly direction a distance of 8'± to a point, said point being at the western end of David Drive owned N/F of David J. & Nancy L. Wise; thence following said Wise lands in a southerly and easterly direction a distance of 83'± to a point, said point being on the northerly property line of Robert J. Harrison; thence proceeding by and with said Harrison lands in an easterly and southerly direction a distance of 158'± to a point, said point being on the northerly property line of lands N/F of John H. Marsh, aka Cherry Walk Drive; thence proceeding by and with said Marsh lands following Cherry Walk Drive in an northeasterly, southeasterly and southwesterly direction a distance of 2,598'± to a point, said point being the northeasternmost property corner of lands N/F of John J. & Charlotte A. Mayes; thence proceeding by and with said Mayes lands in a southerly direction a distance of 80'± to a point, said point being on the northerly property line of lands N/F of Beonica L. Duffy; thence proceeding by and with said Duffy lands in a northeasterly, southeasterly and southwesterly direction a distance of 2,359'± to a point, said point being that of the BEGINNING; and

BE IT FURTHER RESOLVED that the County Engineer is hereby authorized to prepare maps, plans, specifications, and estimates, let contracts for and supervise the construction and maintenance of, or enlarging and remodeling of, any and all structures required to provide for the safe disposal of sewage in the sanitary sewer district, as amended.

I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 003 20 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 18TH DAY OF FEBRUARY 2020.



ROBIN A. GRIFFITH
CLERK OF THE COUNCIL

Amended Boundary of the Cherry Creek Valley Expansion

Proposed Area

