

RESOLUTION NO. R 003 23

A RESOLUTION TO EXTEND THE BOUNDARY OF THE SUSSEX COUNTY UNIFIED SANITARY SEWER DISTRICT (SCUSSD) CHAPEL BRANCH AREA, TO INCLUDE A PARCEL ON THE WEST SIDE OF ROBINSONVILLE 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 Robinsonville Road, 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 Chapel Branch area and further described as follows:

Beginning at a point, said point being on the SCUSSD boundary, said point also being the northernmost corner of Chapel Green subdivision, said point further being the northeasternmost property corner of lands Now-or-Formerly (N/F) of Alan & Pamela Waldron; thence proceeding with said SCUSSD boundary in a southwesterly and northwesterly direction a distance of 3,312'± to a point, said point being the easternmost property corner of lands (N/F) of Diane Loekle, and a point on the boundary of lands N/F of Schell Brothers, LLC; thence leaving said SCUSSD boundary and continuing with said lands of Schell Brothers in a northwesterly, northeasterly, southeasterly, northeasterly, southeasterly, northeasterly and northwesterly, northeasterly directions respectively a distance of 5,286± to a point, said point being the easternmost property corner of lands N/F of Donald R. Daisey and the northwesternmost property corner of other land N/F of Schell Brothers, LLC; thence continuing with other lands of Schell Brothers in a generally northeasterly direction 2,100'± to a point, said point being on the westerly Right-of-Way (ROW) of Robinsonville Road (SCR 277); thence continuing in a northeasterly direction 80'± crossing Robinsonville Road to a point, said point being on the easterly ROW of Robinsonville Road and a point on the existing SCUSSD boundary. proceeding with said SCUSSD boundary southeasterly, southwesterly, southeasterly, southwesterly directions respectively a distance of 2,100'± to a point, said point being a property corner of lands N/F Chase Oaks DE, LLC and lands N/F of William D. Marsh; thence proceeding with said lands of Marsh in a generally southwesterly direction a distance of 810'± to a point, said point being the **Point of Beginning**.

NOTE: The above description has been prepared using Sussex County Tax Map 234-6.00 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

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 23 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 10TH DAY OF JANUARY 2023.

TRACY N. TORBERT
CLERK OF THE COUNCIL

